Volume 50, Number 19
Pages 1313–1402

October 1, 2025

MISSOURI

REGISTER

Denny Hoskins Secretary of State

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The *Missouri Register* is published semi-monthly by

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ISSN 0149-2942

The *Missouri Register* and *Code of State Regulations* (CSR) are available on the Internet. The *Register* address is sos.mo.gov/adrules/moreg/moreg and the CSR is available at sos.mo.gov/adrules/csr/csr. The Administrative Rules Division may be contacted by email at rules@sos.mo.gov.

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES
The rules are codified in the *Code of State Regulations* in this system–

Title	CSR	Division	Chapter	Rule
3	*Code of*	10-	4	115
Department	*State*	Agency	General area	Specific area
	Regulations	division	regulated	regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and *Register* on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

EXECUTIVE ORDER
25-28

WHEREAS, severe storm systems impacted the State of Missouri starting on March 14, 2025, resulting in damages associated with tornadoes, straight line winds, large hail, fires, heavy rains, flooding, flash flooding, and riverine flooding, resulting in loss of life as well as damage to homes, businesses, public infrastructure, and electrical transmission lines across the state; and

WHEREAS, a State of Emergency was declared on March 14, 2025, pursuant to Executive Order 25-19; and

WHEREAS, the Director of the Department of Natural Resources was temporarily granted authority to waive statutory and administrative rules or regulations to serve the interests of public safety during the period of the Emergency, pursuant to Executive Order 25-20; and

WHEREAS, Executive Orders 25-19 and 25-20 were extended by Executive Order 25-22; and

WHEREAS, Executive Order 25-22 was extended by Executive Order 25-23; and

WHEREAS, Executive Order 25-22 was extended by Executive Order 25-27 which will expire on August 31, 2025; and

WHEREAS, the impacts from these severe storm systems continue to cause ongoing conditions of distress and hazard to the safety, welfare, and property of the citizens of Missouri beyond the capabilities of local jurisdictions and other established agencies; and

WHEREAS, the State of Missouri will continue to be proactive where the health and safety of the citizens of Missouri are concerned; and

WHEREAS, the resources of the State of Missouri have been needed and will continue to be needed to assist affected jurisdictions and to help relieve the condition of distress and hazard to the safety and welfare of our fellow Missourians; and

WHEREAS, continuation of the provisions of sections 44.100 and 44.110, RSMo, is required to ensure the protection of the safety and welfare of the people of Missouri.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including Chapter 44 RSMo, do hereby extend the following portions of Executive Order 25-27:

1. Declaring that a State of Emergency exists in the State of Missouri; and
2. Granting the Director of the Missouri Department of Natural Resources the full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under their purview in order to best serve the interests of the public health and safety during the period of the emergency and the subsequent recovery period.

This Order shall terminate on October 31, 2025, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 28th day of August, 2025.

MIKE KEHOE
GOVERNOR

ATTEST:

DENNY HOSKINS
SECRETARY OF STATE

The text of proposed rules and changes will appear under this heading. A notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This explanation is set out in the PURPOSE section of each rule. A citation of the legal authority to make rules is also required, and appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules that are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close-of-comments date will be used as the beginning day in the ninety- (90-) day count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice, file a new notice of proposed rulemaking, and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:
Boldface text indicates new matter.
[Bracketed text indicates matter being deleted.]

TITLE 2 – DEPARTMENT OF AGRICULTURE
Division 90 – Weights, Measures and Consumer Protection
Chapter 21 – Weighing and Measuring Devices

PROPOSED AMENDMENT

2 CSR 90-21.010 Registration of Servicepersons and Service Agencies. The department is amending sections (3), (5), and (6).

PURPOSE: This amendment adds requirments for companies that are calibrating commercial weighing and measuring devices.

(3) Registration of Servicepersons and Service Agencies. Any serviceperson or service agency that places a weighing and measuring device into service or restores a device to service shall be registered with the Division of Weights, Measures and Consumer Protection **by submitting an application**. **Companies that are calibrating commercial weighing and measuring devices in the field are required to submit calibration certificates along with their application and must maintain calibrated equipment that is less than two (2) years from the date of calibration. Any company that does not perform calibration work, but is still placing a commercial weighing or measuring device into service, is exempt from submitting calibration certificates with their application.** All registration *[applications]* **fees** are due to the division annually *[by]* **on** July 1 and are to include a one hundred dollar ($100) registration fee for any service agency and a twenty-five dollar ($25) fee for every serviceperson. No *[registration card will be issued to a]* serviceperson or service agency *[that does not show a calibration certificate evidencing proof that they possess properly calibrated equipment]* **shall place into service a commercial weighing or measuring device without payment of the annual fee**.

(5) Registration Card Expiration. Registration cards shall expire *[annually on June 30]* **two (2) years from the oldest date of calibration on the calibration certificate(s) submitted on the application or submitted for renewal** and may be renewed by that date to avoid expiration. **Companies that are exempted from submitting calibration certificates in section (3) will be issued registration cards that expire two (2) years from the date the application was received.**

(6) Registration Card Renewal. Any serviceperson or service agency may renew their registration card**(s)** by *[providing the appropriate fee and calibration certificate described in section (3) of this regulation]* **submitting the serviceperson name(s), registration number(s), and current calibration certificate(s) to the Division of Weights, Measures and Consumer Protection**.

AUTHORITY: section 413.065, RSMo 2016. Original rule filed Dec. 30, 1975, effective Jan. 9, 1976. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 26, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, 1616 Missouri Blvd., Jefferson City, MO 65101. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 9 – DEPARTMENT OF MENTAL HEALTH
Division 30 – Certification Standards
Chapter 3 – Substance Use Disorder Prevention and Treatment Programs

PROPOSED AMENDMENT

9 CSR 30-3.132 Opioid Treatment Programs. The department is amending the entire rule.

PURPOSE: This amendment modifies and updates certain provisions of regulations related to Opioid Treatment Program (OTP) accreditation, certification, and standards for the treatment of Opioid Use Disorder (OUD) with Medications for Opioid Use Disorder (MOUD) in OTPs and aligns such Missouri regulations with 42 CFR Part 8. This includes making flexibilities put forth during the COVID-19 Public Health Emergency (PHE) permanent, as well as expanding access to care and evidence-based treatment for OUD.

(1) Certification Requirements. *[Prior to delivering services, the organization must be certified as an opioid treatment program (OTP) by the department.]* **To be certified as an opioid treatment program (OTP) by the department, the program must comply with the following prior to delivering services:**

(A) The program shall comply with applicable federal, state, and local laws and regulations, including those under the jurisdiction of the *[U.S. Food and Drug Administration (FDA),]* U.S. Drug Enforcement Administration (DEA)*[,]***;** Department of Health and Human Services, Substance Abuse and Mental Health Services Administration (HHS/SAMHSA)*[,]***;** and the Department of Health and Senior Services, Bureau of Narcotics and Dangerous Drugs (DHSS/BNDD)*[,]***;**

(B) The *[organization]* **program** shall comply with 9 CSR 10-5 General Program Procedures, 9 CSR 10-7 Core Rules for Psychiatric and Substance Use Disorder Treatment Programs, and 9 CSR 30-3 Substance Use Disorder Prevention and Treatment Programs, as applicable*[,]***; and**

(C) The program shall have appropriate accreditation from CARF International (CARF), The Joint Commission (TJC), Council on Accreditation (COA), or other accrediting body approved by the department for the services described in the regulation. National accreditation or recognition as an OTP or accreditation or recognition as an OTP in a state other than Missouri is not equivalent to certification as an OTP by the department.

(2) Medication Administration, Dispensing, and Use. OTPs shall only utilize medications *[approved by the FDA for the treatment of opioid use disorder]* **for opioid use disorder (MOUD) that are approved by the Food and Drug Administration under section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) for use in the treatment of opioid use disorder (OUD).**

(B) Written policies and procedures shall be maintained to ensure the following dosage form and initial dosing requirements are met:

1. Methadone is prescribed by a qualified prescriber, administered and dispensed only in oral form, and formulated in a manner to reduce its potential for parenteral abuse; **and**

[2. For newly admitted individuals, the initial dose of methadone does not exceed thirty (30) milligrams and the total dose for the first day does not exceed forty (40) milligrams, unless the program physician documents in the individual record that forty (40) milligrams did not suppress opioid abstinence symptoms; and

3. Each opioid agonist medication is administered and dispensed in accordance with its approved product labeling. Dosing and administration decisions shall be made by a qualified prescriber familiar with the most up-to-date product labeling. These procedures must ensure any significant deviations from the approved labeling, including deviations with regard to dose, frequency, or the conditions of use described in the approved labeling, are specifically documented in the individual record.]

2. For each new individual enrolled in an OTP, the initial dose of methadone shall be individually determined and shall include consideration of the type(s) of opioid(s) involved in the individuals opioid use disorder, other medications or substances being taken, medical history, and severity of opioid withdrawal.

(C) The total dose for the first day shall not exceed fifty (50) milligrams unless the OTP practitioner, licensed under Missouri law and registered under the appropriate Missouri and federal laws to administer or dispense MOUD, finds sufficient medical rationale, including but not limited to if the individual is transferring from another OTP on a higher dose that has been verified, and documents in the individual's record that a higher dose was clinically indicated.

1. Each opioid agonist medication is administered and dispensed in accordance with its approved product labeling. Dosing and administration decisions shall be made by a qualified prescriber familiar with the most up-to-date product labeling. These procedures must ensure any significant deviations from the approved labeling, including deviations with regard to dose, frequency, or the conditions of use described in the approved labeling, are specifically documented in the individual record.

*[(C)]***(D)** If a prescription drug monitoring program (PDMP) is available, the program physician and other staff, as permitted, shall register and utilize the PDMP in accordance with federal, state, and local regulations. Policies and procedures shall be maintained regarding use of the PDMP information for diversion control planning.

*[(D)]***(E)**Individuals admitted to an OTP may be provided with naloxone or, if insured, a prescription for naloxone.

(3) Program Administration. The OTP shall have a program sponsor and a medical director.

(B) The medical director *[must]* **shall** be a physician licensed in Missouri and is responsible for overseeing all medical services **and behavioral health services** provided by the OTP, performing them directly or by delegating specific responsibilities to an authorized program physician and healthcare professionals functioning under *[his/her]* **their** direct supervision. The medical director shall ensure all medical, psychiatric, nursing, pharmacy, toxicology, and other services offered by the OTP are conducted in compliance with federal, state, and local regulations at all times. Other responsibilities of the medical director include, but are not limited to*[,]* —

1. Ensuring individuals meet admission criteria and receive the required physical examination(s) and laboratory testing;

2. Prescribing methadone and other FDA-approved medications with the individual's input, ensuring the prescribed dosage of medication is appropriate to *[his/her]* **their** needs;

3. Reviewing *[and signing]* each individual's initial treatment plan and reviewing and updating the plan based on *[his/her]* **their** needs; and

4. Coordinating care and consulting with each individual's *[clinical]* treatment team on a regular basis.

(4) Service Delivery Requirements. A range of treatment and rehabilitation services shall be provided to address the therapeutic needs of *[persons]* **individuals** served. **The combination and frequency of services shall be tailored to each individual based on an individualized assessment and treatment plan that was created after shared decision-making between the individual served and the clinical**

team. All medications approved by the FDA for treatment of *[opioid use disorder]* **OUD** shall be available to meet individual needs.

(A) At a minimum, the following services as defined in 9 CSR 30-3.110 or as specified in another regulation, must be available to all individuals based on needs and treatment goals:

1. Comprehensive assessment;

*[1.]***2.** Communicable disease counseling;

*[2.]***3.** Community support;

[3. Continuing recovery and discharge planning, as defined in 9 CSR 10-7.030(8);]

4. Transfer, transition, and discharge planning;

*[4.]***5.** Crisis prevention and intervention;

*[5.]***6.** Drug testing;

7. Employment/education services;

*[6.]***8.** Family conference;

*[7.]***9.** Family therapy;

*[8.]***10.** Group counseling, including trauma and co-occurring disorders;

*[9.]***11.** Group rehabilitative support;

*[10.]***12.** Individual counseling, including trauma and co-occurring disorders;

*[11.]***13.** Medication services;

*[12.]***14.** Medication services support; and

*[13.]***15.** Medical evaluations, as specified in this rule.

(B) The services must be available at the OTP's primary location or through a documented *[collaborative referral arrangement]* **agreement** with another qualified service provider. Services shall be offered at least six (6) days per week. Medical and psychosocial services shall be available during the early morning and/or evening to ensure individuals have access to services.

(C) All medical services shall be offered and occur simultaneously with clinical therapy, education, development of positive social supports, and ongoing treatment and rehabilitation for substance use disorders and related life *[problems]* **issues**.

(E) Information and education shall be provided in areas such as community resources *[, substance use disorders,]* and behavioral health disorders.

(5) Admission Criteria. Individuals shall *[be admitted to maintenance treatment by qualified staff who use accepted medical criteria, such as those listed in the Diagnostic and Statistical Manual for Mental Disorders (DSM-5), 2013, to determine the person is currently addicted to an opioid drug and he/she became addicted at least one (1) year before admission for treatment. The DSM- 5 is hereby incorporated by reference and made a part of this rule, as published by the American Psychiatric Association, 1000 Wilson Boulevard, Suite 1825, Arlington VA 22209-3901. This rule does not incorporate any subsequent amendments or additions to this publication]* **meet diagnostic criteria for active moderate to severe OUD, OUD remission, or high risk for recurrence or overdose**.

(A) The program physician shall ensure each individual voluntarily chooses *[maintenance]* treatment **with MOUD**, all relevant facts concerning the use of the *[opioid drug]* **MOUD** are clearly and adequately explained *[to him/her]*, and each individual provides informed*[, written]* consent to treatment.

[(D) If clinically appropriate, the program physician may waive the requirement of a one- (1-) year history of addiction for—

1. Women who are pregnant;

2. Individuals released from a correctional facility with a documented history of opioid use disorder, within six (6) months after release; and

3. Individuals who have been previously treated, up to two (2) years after discharge.

(E) Individuals under the age of eighteen (18) are required to have had two (2) documented unsuccessful attempts at short-term medical withdrawal (detoxification) or drug-free treatment within a twelve- (12-) month period to be eligible for methadone maintenance treatment.

1. Individuals under the age of eighteen (18) shall not be admitted to maintenance treatment unless a parent/guardian or responsible adult designated by the relevant state authority consents in writing to such treatment. This requirement is applicable to methadone and does not pertain to buprenorphine.]

(6) Admission for Priority Populations. OTPs that have a contract with the department shall ensure priority admission for—

(H) Interim *[maintenance]* treatment, as defined in section *[(16)]***(17)** of this rule, shall be available for individuals who are eligible for treatment but cannot be immediately admitted to the OTP where services are being sought or through *[referral arrangements]* **documented agreement** with another OTP; and

(7) Admission Protocol. Prior to admission, staff shall verify and document the individual seeking services is not currently enrolled in another opioid treatment program utilizing a central registry, if available, or other client enrollment/admission database, such as the department's Customer Information, Management, Outcomes, and Reporting (CIMOR) system, for verification purposes.

[(B) Each individual shall undergo a complete and fully documented physical evaluation prior to admission by a program physician, primary care physician, or authorized healthcare professional working under the supervision of a program physician. The full physical examination, including the results of serology and other tests, must be completed within fourteen (14) days following admission.

1.Women should have a pregnacy test as deemed clinically appropriate.

(C) Screening shall determine the risk of undiagnosed conditions such as hepatitis C, HIV, sexually transmitted infections, cardiopulmonary disease, and sleep apnea to determine if further diagnostic testing such as laboratory analysis, a cardiogram, or others are needed.

1. Positive screening results or disease risks should have a care coordination plan that is seen through to completion, regardless of whether this is accomplished via services provided directly by the OTP or through referral to another provider.

(D) A complete medical history, physical examination, and laboratory testing shall not be required for an individual who has had such medical evaluation within the prior thirty (30) days. The program shall have documentation of the medical evaluation and any significant findings in the individual record.]

(B) Upon admission, an initial medical examination shall be completed by an appropriately licensed practitioner for each individual. The initial examination shall ensure the individual meets admission criteria and there are no contraindications to treatment with MOUD. A full history and examination to determine the individual's broader health status, including lab testing, may be required as determined by an appropriately licensed practitioner.

1. If the licensed practitioner is not an OTP practitioner, the screening examination must be completed no more than seven (7) days prior to OTP admission. When the examination is performed outside of the OTP, the written results and narrative of the examination, as well as available lab testing results, must be transmitted to the

OTP and verified by an OTP practitioner, consistent with applicable privacy laws.

2. A full in-person physical examination, including the results of serology and other tests that are considered to be clinically appropriate, must be completed within fourteen (14) calendar days following an individual's admission to the OTP. The full exam can be completed by a non-OTP practitioner if the exam is verified by a licensed OTP practitioner as being true and accurate and transmitted in accordance with applicable privacy laws.

(C) Serology and other testing, as deemed medically appropriate by the licensed OTP, shall not be drawn more than thirty (30) days prior to admission to the OTP and may form part of the full history and examination.

(D) The screening and full examination may be completed via telehealth if a practitioner or primary care provider determines an adequate evaluation can be accomplished for individuals being admitted to the OTP for use of buprenorphine or methadone.

1. When using telehealth, the following shall apply:

A. When evaluating patients for treatment with Schedule II medications (such as methadone), audio-visual telehealth platforms must be used, except when not available to the patient. When not available, it is acceptable to use audio-only devices, but only when the patient is in the presence of a licensed practitioner who is registered to prescribe (including dispense) controlled medications. The OTP practitioner shall review the examination results and order treatment medications as indicated.

(E) In evaluating patients for treatment with Schedule III medications (such as buprenorphine) or medications not classified as a controlled medication (such as naltrexone), audio-visual or audio only platforms may be used. The OTP practitioner shall review the examination results and order treatment medications as indicated.

1. An individual's refusal to undergo lab testing for co-occurring physical health conditions shall not preclude them from access to treatment, provided such refusal does not have potential to negatively impact treatment with medications.

2. Women should have a pregnancy test as deemed clinically appropriate.

3. Serology testing and other testing as deemed medically appropriate by the licensed OTP practitioner based on the screening or full history and examination, drawn not more than thirty (30) days prior to admission to the OTP, may form part of the full history and examination.

(8) Assessments.

(A) The screening and full examination may be completed via telehealth for those patients being admitted for treatment at the OTP with either buprenorphine or methadone, if a practitioner or primary care provider, determines that an adequate evaluation of the patient can be accomplished via telehealth.

(B) When using telehealth, the following caveats apply:

1. In evaluating patients for treatment with Schedule II medications (such as methadone), audio-visual telehealth platforms must be used, except when not available to the patient. When not available, it is acceptable to use audio-only devices, but only when the patient is in the presence of a licensed practitioner who is registered to prescribe (including dispense) controlled medications. The OTP practitioner shall review the examination results and order treatment medications as indicated;

2. In evaluating patients for treatment with Schedule III medications (such as buprenorphine) or medications not classified as a controlled medication (such as naltrexone), audio-visual or audio only platforms may be used. The OTP practitioner shall review the examination results and order treatment medications as indicated;

3. Screening shall determine the risk of undiagnosed conditions such as hepatitis C, HIV, sexually transmitted infections, cardiopulmonary disease, and sleep apnea to determine if further diagnostic testing such as laboratory analysis, a cardiogram, or others are needed;

4. Positive screening results or disease risks should have a care coordination plan that is seen through to completion, regardless of whether this is accomplished via services provided directly by the OTP or through referral to another provider; and

5. A complete medical history, physical examination, and laboratory testing shall not be required for an individual who has had such medical evaluation within the prior thirty (30) days, or a physical examination completed no later than five (5) days after admission. The program shall have documentation of the medical evaluation and any significant findings in the individual record. Physical evaluations shall be completed no less than once per year.

*[(8)]***(9)** Pregnant and Postpartum Women. Written policies and procedures shall be maintained and implemented to address the needs of women who are pregnant and postpartum. Prenatal care and other gender-specific services for women who are pregnant must be provided by the OTP or by referral to an appropriate healthcare provider.

(A) For pregnant women who are receiving methadone or buprenorphine, the program shall have written policies and procedures in place to ensure –

1. The initial dose of medication for a newly admitted woman who is pregnant, and the subsequent induction and *[maintenance]* dosing strategy, reflect the same effective dosing protocols used for all other individuals;

2. The methadone dose is carefully monitored, especially during the third (3rd) trimester when pregnancy induces changes such as the rate at which methadone is metabolized or eliminated from the system, potentially necessitating either an increased or a split dose; and

3. Women who become pregnant during treatment are maintained at *[their]* pre-pregnancy dosage, if effective, and are managed with the same dosing principles used with women who are not pregnant.

[(B) Women who are pregnant are eligible to receive ongoing maintenance treatment up to one (1) year postpartum, including evaluation of their current dose to determine if an adjustment is needed during the postpartum period. Women shall be offered education about signs and symptoms of oversedation which may occur after delivery.]

*[(C)]***(B)** *[Medically supervised w]***W**ithdrawal **management** after pregnancy shall occur as clinically indicated and documented, or is requested by the individual.

*[(D)]***(C)** When a planned discharge occurs, OTP staff shall document the contact information of the physician or other authorized healthcare professional to whom the individual has been referred, including the reason for discharge.

*[(E)]***(D)** Mothers shall be educated about neonatal abstinence syndrome, its symptoms, potential effects on *[their]* **the** infant, and need for treatment if it occurs.

*[(9)]***(10)** Safety and Health. The program shall implement written policies, procedures, and practices which ensure access to services and address the safety and health of

individuals served. The provider shall –

(A) Ensure continued opioid treatment for individuals in the event of an emergency, pandemic, or natural disaster by cooperating with other OTPs, including those in surrounding states, to develop and maintain medication dosing arrangements;

(B) Utilize a central registry, if available, or other *[client]* **individual** enrollment/admission system such as the department's CIMOR system, to coordinate services;

(C) Ensure treatment to persons regardless of serostatus, HIV-related conditions, tuberculosis (TB), or hepatitis C;

(D) Provide information and education to individuals on prevention and transmission of HIV-related conditions;

(E) Provide or arrange HIV testing and pre- and post-test counseling for individuals;

(F) Provide or arrange testing for TB, hepatitis C, and sexually transmitted infections upon admission and at least annually thereafter;

(G) Provide medical evaluations to individuals upon admission and at least annually thereafter, including cardiac risk assessment;

(H) Utilize infection control procedures in accordance with federal, state, and local regulations; and

(I) Arrange medical care for women during pregnancy, if necessary, and document the arrangements made and action taken by the individual.

*[(10)]***(11)** Staff Training. **Each person engaged in the treatment of OUD must have sufficient education, training, and experience, or any combination thereof, to enable that person to perform the assigned functions.** All direct service staff and medical staff shall complete four (4) clock hours of training relevant to service delivery in an opioid treatment setting during a two- (2-) year period. This training applies to the required thirty-six (36) clock hours of training during a two- (2-) year period specified in 9 CSR 10-7.110(2)(F)1. **and fifty (50) clock hours of training annually specified in 9 CSR 30-3.155(4)(H)1.-4.**

*[(11)]***(12)** Testing and Screening for Drug Use. The program shall use drug *[testing]* **screenings** as a clinical tool for purposes such as diagnosis and treatment planning.

(A) Each individual shall have an initial toxicology test as part of the admission process. At a minimum, admission samples shall be analyzed for opiates, methadone, marijuana, cocaine, barbiturates, benzodiazepines, buprenorphine, amphetamines, fentanyl, and alcohol.

(B) If there is a history of misuse of prescription opioid analgesics, an expanded toxicology panel that includes these opioids shall be administered. Additional testing shall be based on individual needs and local drug use patterns and trends.

(C) Random drug testing of each individual in *[maintenance]* treatment shall be conducted at least eight (8) times during a twelve- (12-) month period**, allowing for extenuating circumstances on behalf of the individual receiving services**.

[(D) Individuals engaged in long-term detoxification treatment (medical withdrawal) shall receive an initial drug test and a monthly random test.

(E) Individuals engaged in short-term detoxification treatment (medical withdrawal) shall have at least one (1) initial drug test.]

*[(12)]***(13)** Unsupervised Approved Use (Take-Home) of Medication. The medical director shall ensure policies and procedures for approval of take-home methadone do not create barriers to individuals in *[maintenance]* treatment. The dispensing restrictions set forth in this section of this rule do not apply to buprenorphine and buprenorphine products.

(A) Any individual in comprehensive *[maintenance]* treatment may receive *[a single take-home dose of methadone for a day the program is closed for business, including Sundays and state and federal holidays]* **individualized take-home doses as ordered for days that the clinic is closed for business, including one (1) weekend day (e.g., Sunday) and state and federal holidays, no matter the length of time in treatment**.

(B) Decisions on dispensing *[methadone]* **MOUD** to individuals for unsupervised use, beyond that set forth in this rule, shall be determined by the medical director **or appropriately licensed medical practitioner**. In determining which individuals may be approved for unsupervised use, the medical director shall consider**, among other pertinent factors that indicate that the therapeutic benefits of unsupervised doses outweigh the risks,** the following **criteria**:

1. Absence of recent misuse of drugs (opioid or non-narcotic), including alcohol**, other physical or behavioral health conditions that increase the risk of individual harm as it relates to the potential for overdose, or the ability to function safely**;

2. *[Regularity of program attendance]* **Regularity of attendance for supervised medication administration**;

3. Absence of serious behavioral *[issues at the program]* **problems that endanger the patient, the public, or others**;

4. Absence of known recent involvement in the *[justice]* **legal involved** system, such as drug dealing;

[5. Stability of the individual's home environment and social relationships;

6. Length of time in comprehensive maintenance treatment;

7. Assurance that take-home medication can be safely stored within the individual's home; and

8. Whether the rehabilitative benefit the individual derives from decreasing the frequency of program attendance outweighs the potential risks of diversion.]

5. Assurance that take-home medication can be safely transported and stored; and

6. Any other criteria that the medical director or medical practitioner considers relevant to the individual's safety and the public's health.

(C) Determinations for unsupervised use of methadone and the basis for such determinations*[, consistent with the criteria outlined in paragraphs (12)(B)1. to 8. of this rule,]* shall be documented in the individual record.

(D) Take-home doses dispensed to individuals *[beyond that specified in subsection (12)(A) of this rule,]* shall be subject to the following:

1. During the first *[ninety (90)]* **fourteen (14)** days of treatment, the take-home supply is limited to *[one (1) dose each week and the individual must ingest all other doses under appropriate supervision at the program]* **seven (7) days;**

2. **From fifteen (15) days of treatment, the take-home supply is limited to fourteen (14) days.** In the second ninety (90) days of treatment, the take-home supply is limited to two (2) doses per week; **and**

3. *[In the third ninety (90) days of treatment, the take-home supply is limited to three (3) doses per week;]* **From thirty-one (31) days of treatment, the take-home supply provided to an individual is not to exceed twenty-eight (28) days.**

[4. In the remaining months of the first year of treatment, the individual is limited to a maximum six- (6-) day supply of take-home medication;

5. After one (1) year of continuous treatment, the individual

may receive a maximum two- (2) week supply of take-home medication; and

6. After two (2) years of continuous treatment, the individual may receive a maximum one- (1-) month supply of take-home medication and he/she must make monthly visits to the program.

(E) Individuals in short-term detoxification treatment or interim maintenance treatment shall not receive methadone for unsupervised or take-home use.]

(E) It remains within the OTP practitioner's discretion to determine the number of take-home doses, but this determination must be based on the criteria listed in subsection (13)(B) of this rule.

(F) OTPs must implement written procedures to identify theft or diversion of take-home medications, including labeling containers with the OTP's name, address, and telephone number. Programs must also ensure take-home supplies are packaged in a manner designed to reduce the risk of accidental ingestion, including use of child-proof containers.

(G) Program staff shall educate individuals about safe transportation and storage of methadone, as well as emergency procedures in case of accidental ingestion.

(H) Individuals approved for take-home doses of methadone must have a lock box for safe transportation and home storage.

(I) OTPs shall implement written policies and procedures that address the responsibilities of individuals who are approved for take-home doses of methadone, including methods to assure appropriate use and storage of the medication.

(J) Staff shall regularly monitor each individual's use of take-home medication to ensure security of the medication and prevent diversion. When determined necessary, the medical director and staff may review an individual's unsupervised use and may deny or rescind take-home privileges. Such action shall be documented in the individual record, including the rationale for denial or rescission of unsupervised use.

(K) The time in treatment requirements outlined in paragraphs *[(12)]***(13)**(D)1. to *[6.]***3.** of this rule are minimum reference points after which an individual may be considered for take-home medication privileges. The time references do not mean an individual in treatment for a particular time has a specific right for approval of take-home medication.

(L) Any deviation from the regulations for unsupervised use of methadone as specified in this rule requires prior approval from the state opioid treatment authority (SOTA), or *[his/her]* designee, and/or SAMHSA.

1. The Exception Request**s** and Record of Justification form SMA-168 must be submitted to the SOTA/designee and/or SAMHSA as specified in section *[(24)]***(25)** of this rule. Justification for an exception may include, but is not limited to, transportation hardships, employment, vacation, medical or family emergencies, or other unexpected circumstances.

*[(13)]***(14)** Guest Medication. Individuals who travel, but do not meet the criteria for take-home medication as specified in section *[(12)]***(13)** of this rule, should be considered for guest medication in accordance with the 2020 *Guidelines for Guest Medications*, hereby incorporated by reference and made a part of this rule, as published by the American Association for the Treatment of Opioid Dependence, 225 Varick St., Suite 402, New York, NY 10014, (212) 566-5555. This rule does not incorporate any subsequent amendments or additions to this publication.

(A) Guest medication provides a mechanism for individuals to travel from *[their]* **a** home program for business, pleasure, or family emergencies. It also provides an option for individuals who need to travel for a period of time that exceeds the amount of eligible take-home doses to do so within regulatory requirements.

(B) Individuals shall be on a stable dose of methadone and not be scheduled for a dose increase or decrease during guest medication.

(C) Individuals approved for guest medication must be medically and psychiatrically stable.

*[(14)]***(15)** Continuity of Care. The program shall implement written policies and procedures to address continuity of care for individuals who are unable to participate in regularly scheduled visits for observed ingestion of medication due to illness, pregnancy, participation in residential treatment, incarceration, lack of transportation, or other situations.

(A) A chain-of-custody process shall be implemented to document the transportation, delivery, administration, and observation of medication when an individual is unable to report to the program as required.

*[(15)]***(16)** Diversion Control. OTPs shall maintain and implement a written diversion control plan as part of its performance improvement process. The plan shall contain specific measures to reduce the possibility of diversion of controlled substances from legitimate treatment use. Medical and administrative staff of the program shall be assigned to implement the diversion control measures and functions described in the diversion control plan.

*[(16)]***(17)** Interim *[Maintenance]* Treatment. The program sponsor of a**n** *[public or private]* OTP may place an individual who is eligible for admission to comprehensive *[maintenance]* treatment into interim *[maintenance]* treatment, if *[he/she]* **the individual** cannot be placed in *[a public or nonprofit private comprehensive]* **an** OTP within a reasonable geographic area within fourteen (14) days of the individual's *[application for]* **seeking** admission to *[comprehensive maintenance]* treatment.

(A) An initial and at least two (2) other *[urine]* **drug** screens shall be *[taken]* **obtained** from an individual *[engaged in interim treatment during the maximum one hundred twenty (120) days permitted for such treatment.]* **during the maximum of one hundred eighty (180) days permitted for interim treatment.**

(B) By day one hundred twenty (120), a plan for continuing treatment beyond one hundred eighty (180) days must be created and documented in the individual's clinical record.

*[(B)]***(C)** The OTP shall maintain and implement written policies and procedures for transferring individuals from interim *[maintenance]* to comprehensive *[maintenance]* treatment.

1. The transfer criteria shall include, at a minimum, a preference for admitting women who are pregnant into interim *[maintenance]* treatment and criteria for transferring individuals from interim *[maintenance]* to comprehensive *[maintenance]* treatment.

*[(C)]***(D)** Interim *[maintenance]* treatment shall be provided in a manner consistent with all applicable federal and state laws, including sections 1923, 1927(a), and 1976 of the Public Health Service Act (21 U.S.C. 300x-23, 300x-27(a), and 300y-11).

(E) Individuals enrolled in interim treatment shall not be discharged without the approval of an OTP practitioner, who shall consider ongoing and individual treatment needs, which are to be documented in the clinical record, while awaiting transfer to a comprehensive treatment program.

*[(D)]***(F)** The program shall notify the SOTA when an individual begins interim *[maintenance]* treatment, when *[he/*

she] **the individual** leaves interim *[maintenance]* treatment, and before the date of *[mandatory]* transfer to comprehensive *[maintenance]* treatment, documenting all notifications in the individual record.

*[(E)]***(G)** SAMHSA may revoke the interim *[maintenance]* authorization for a program that fails to comply with the provisions of this section of this rule.

*[(F)]***(H)** SAMHSA will consider revoking the interim *[maintenance]* **treatment** authorization of a program if the state in which the program operates is not in compliance with the provisions of 42 CFR section 8.11(g).

*[(G)]***(I)** All requirements for comprehensive *[maintenance]* treatment apply to interim *[maintenance]* treatment with the following exceptions:

1. The opioid agonist treatment medication is required to be administered daily under observation;

[2. Unsupervised (take-home) use is not allowed;]

*[3.]***2.** An initial treatment plan and periodic treatment plan reviews are not required;

*[4.]***3.** A primary counselor is not required to be assigned to the individual **but crisis services, including shelter support, should be available**;

*[5.]***4.** Interim *[maintenance]* treatment shall not be provided for longer than one hundred *[twenty (120)]* **eighty (180)** days in any twelve- (12-) month period; and

*[6.]***5.** The rehabilitative, educational, and other counseling services specified in section (4) of this rule are not required to be provided to the individual.

*[(17)]***(18)** Medically Supervised Withdrawal. The program shall maintain and implement written policies and procedures *[to ensure individuals are admitted to short- or long-term detoxification treatment (as defined in 42 CFR section 8.2.) by qualified staff, such as the program physician, who determines such treatment is appropriate by applying established diagnostic criteria]* **that are designed to ensure that those patients who choose to taper from MOUD are provided the opportunity to do so with informed consent and at a mutually agreed-upon rate that minimizes taper-related risks**. Medically supervised withdrawal may be voluntary or involuntary, as specified in sections *[(18)]***(19)** and *[(20)]***(21)** of this rule.

(A) The individual's treatment plan *[and continuing recovery plan]* shall include a strategy to transition to another form of medication, if needed. Review of the risks and benefits of withdrawal *[from maintenance therapy]* shall be provided, and informed *[written]* consent shall be obtained from individuals who voluntarily choose this treatment option. **Such consent must be documented in the clinical record by the treating practitioner.**

(B) Individuals shall be educated about the risks of a recurrence of symptoms and potential for fatal overdose following *[medically supervised]* withdrawal, and be offered relapse prevention services that includes counseling, naloxone, and opioid antagonist therapy.

(C) OTPs shall offer a variety of supportive options as part of the transition from opioid agonist therapy, such as increased counseling sessions prior to discharge, and individuals shall be encouraged to attend a twelve- (12-) step or other mutual-help program sensitive to the needs of individuals receiving treatment with medication.

[(D) Individuals with two (2) or more unsuccessful detoxification episodes within a twelve- (12-) month period must be assessed by the program physician for other forms of treatment. A program shall not admit an individual for more than two (2) detoxification episodes in one (1) year.]

*[(18)]***(19)** Voluntary Medically Supervised Withdrawal. Voluntary medically supervised withdrawal may be initiated by the *[person]* **individuals** served or the program physician in collaboration with the individual as part of individualized treatment planning.

(A) As deemed clinically appropriate, women shall have a pregnancy test and the results reviewed prior to initiation of medically supervised withdrawal.

(B) For women who are pregnant, the physician shall not initiate withdrawal before fourteen (14) weeks or after thirty-two (32) weeks of pregnancy.

(C) If an individual experiences intolerable withdrawal symptoms or actual or potential return to use, the physician shall consider stopping the withdrawal process and restoring the individual to a previously effective dose. In collaboration with the individual served, the physician shall determine if an additional period of maintenance is necessary before further medically supervised withdrawal is attempted.

(D) Regardless of whether medically supervised withdrawal is conducted with or against medical advice (AMA), careful review of the risks and benefits of withdrawal from *[maintenance]* treatment must be provided to the individual and informed written consent obtained from those who choose to initiate medically supervised withdrawal.

*[(19)]***(20)** Withdrawal Against Medical Advice (AMA). Individuals who request voluntary medically supervised withdrawal from medication treatment AMA of the physician or program staff*[,]* may receive it. Individuals have the right to leave treatment when they choose to do so.

(A) The same services that are available to individuals engaged in voluntary medically supervised withdrawal shall be offered to individuals choosing medically supervised withdrawal AMA.

(B) The program must fully document the issue(s) that caused the individual to seek discharge, steps taken to avoid discharge, and the circumstances of readmission, as applicable.

(C) In the case of a woman who is pregnant, the program must keep the physician or agency providing prenatal care informed, consistent with the privacy standards of 42 CFR section 2.

*[(20)]***(21)** Involuntary Withdrawal from Treatment (Administrative Withdrawal). Individuals shall be retained in treatment for as long as they can benefit from it and express a desire to continue treatment. Administrative withdrawal is typically involuntary and shall be used only when all other therapeutic options have been exhausted by program staff. OTPs may refer or transfer individuals to a suitable alter**n**ative treatment program, as clinically indicated.

(A) Missing scheduled appointments and/or continued drug use shall not be the sole reason for initiating involuntary withdrawal for an individual being served.

(B) If involuntary withdrawal is initiated for an individual, the program shall follow the criteria included in the *[January, 2015]* **December 2024,** *Federal Guidelines for Opioid Treatment Programs***,** incorporated by reference and made a part of this rule as published by SAMHSA, Center for Substance Abuse Treatment, 1 Choke Cherry Rd., Rockville, MD 20857, (877) 726-4727, publication number *[(SMA) PEP15-FEDGUIDEOTP]* **PEP24-02-011**. This rule does not incorporate any subsequent amendments or additions to this publication.

*[(21)]***(22)** Medication Storage and Security. The program shall ensure the security of its medication supply and shall account

for all medications kept on site at all times.

(A) The program shall meet the requirements of the DEA and BNDD.

(B) The program shall maintain an acceptable security system, and the system shall be checked on a quarterly basis to ensure continued safe operation.

(C) The program shall physically separate the narcotic storage and dispensing area from other parts of the facility used by individuals.

(D) The program shall implement written policies and procedures to ensure positive identification of all individuals before any medication is administered. Verification shall include a minimum of two (2) forms of identification.

(E) The program shall implement written policies and procedures for recording each individual's medication intake and maintaining a daily medication inventory.

*[(22)]***(23)** Medication Units. Certified OTPs may establish medication units that are authorized to dispense *[opioid agonist treatment medications for observed ingestion]* **MOUD**. Services provided at the medication unit must comply with 42 CFR section 8.*[1]*2.

(A) Prior to establishing a medication unit, the OTP must notify and receive prior approval from the SOTA/designee and SAMHSA by submitting form SMA-162. The required documents include, but are not limited to*[:]*—

1. A description of how the medication unit will receive its medication supply;

2. An affirmative statement that the medication unit is limited to administering and dispensing the narcotic treatment drug and collecting samples for drug testing or analysis;

3. An affirmative statement that the program sponsor agrees to retain responsibility for individual treatment and care;

4. A diagram and description of the facility to be used as a medication unit;

5. Total number of individuals to be served by the primary OTP and medication unit;

6. Total number of individuals that will be served only at the medication unit;

7. A justification for the need to establish a medication unit; and

8. The name and address of any other active medication unit(s) attached to the primary OTP.

(B) A DEA inspection and approval must be obtained prior to opening a medication unit. A medication unit must have a separate and unique DEA registration.

(C) The OTP must comply with the provisions of 21 CFR part 1300 prior to establishing a medication unit.

(D) Medication units are not required to be free-standing entities and may be located at a hospital or community pharmacy, for example.

(E) The certified OTP shall be responsible for all operations of an approved medication unit.

*[(23)]***(24)** Mobile Units. A mobile unit, for the purpose of dispensing opioid agonist treatment medications to individuals for observed ingestion, may be established if approval is granted by the DEA allowing such units to be considered a coincidental activity of the registered OTP. OTPs shall follow all federal, state, and local regulations regarding the operation of a mobile unit.

*[(24)]***(25)** Exception Requests and Records of Justification. Any deviation from these regulations requires prior approval from the SOTA/designee and/or SAMHSA. Requests must be submitted on the Exception Request and Record of Justification form (SMA-168) *[SAMHSA, 5600 Fishers Ln., Rockville, MD 20857, (240) 276-2710]* **electronically**.

(A) OTPs shall follow department requirements for submitting form SMA-168 to the SOTA/designee and/or SAMHSA. Failure to submit the completed form and obtain prior approval from the SOTA/designee and/or SAMHSA constitutes a regulatory violation which may jeopardize the OTP's accreditation and certification status.

(B) SAMHSA and the SOTA/designee must be notified of any change to the OTP sponsor or medical director within three (3) weeks of the change by submitting SAMHSA form SMA-162 in accordance with established procedures.

AUTHORITY: sections 630.655 and 631.102, RSMo 2016. This rule originally filed as 9 CSR 30-3.610. Original rule filed May 13, 1983, effective Sept. 13, 1983. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Mental Health, Denise Thomas, PO Box 687, Jefferson City, MO 65102 or by email to denise.thomas@dmh.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 2 – Income Tax

PROPOSED AMENDMENT

12 CSR 10-2.140 Partnership Filing Requirements. The department is amending sections (1)–(4), deleting sections (6)–(7), and removing the publisher's note.

PURPOSE: This amendment simplifies the language to no longer incorporate by reference any materials and to clarify which forms are to be filed with a return.

(1) *[All partnerships, as defined in the]* **Any entity that is a partnership, as determined under** *Internal Revenue Code* (IRC) section 761, which *[have]* **has** a resident partner*[,]* or any income derived from sources in this state shall file a properly completed return. *[This return shall be filed regardless of whether the partnership has elected not to file for federal purposes pursuant to section 761 of the IRC.]*

(2) The return shall be made using Missouri Department of Revenue Form MO-1065 Partnership Return of Income **for the relevant tax year and shall be completed according to the instructions published by the Missouri Department of Revenue for such form**. Each return shall have attached to it a copy of **any** federal Form 1065 U.S. Return of Partnership Income and all its schedules, including K-1**, which have been**

or are being filed with the Internal Revenue Service for the same tax year.

[(3) An entity electing to be completely excluded from the partnership provisions of the IRC which has nonresident partners shall be required to file Form MO-1065 Partnership Return of Income containing only its name, address and required signature and attach a copy of federal Form 1065 U.S. Return of Partnership Income and the statement required with that return for the first taxable year to which the exclusion applied.

(4) An entity electing to be completely excluded from the partnership provision of the IRC shall not file if it has no nonresident partners.]

*[(5)]***(3)** The return shall be filed on or before the fifteenth day of the fourth month following the close of each tax*[able]* year. Tax*[able]* year means a year or period which would be a tax*[able]* year if the partnership were subject to tax under sections 143.011–143.996, RSMo.

(4) Notwithstanding any provision of this rule to the contrary, nothing in this rule shall be interpreted or construed as incorporating by reference any rule, regulation, standard, or guideline of a federal agency.

[(6) The form MO-1065 Partnership Return of Income, dated May 5, 2023, is incorporated by reference and made a part of this rule as published by Missouri Department of Revenue, and available at www.dor.mo.gov or Harry S Truman State Office Building, 301 West High Street, Jefferson City, MO 65105, dated May 5, 2023. This rule does not incorporate any subsequent amendments or additions.

(7) The federal Form 1065 U.S. Return of Partnership Income, dated May 5, 2023, is incorporated by reference and made a part of this rule as published by Missouri Department of Revenue, and available at www.dor.mo.gov or Harry S Truman State Office Building, 301 West High Street, Jefferson City, MO 65101, dated May 5, 2023. This rule does not incorporate any subsequent amendments or additions.]

AUTHORITY: sections 143.091, 143.401, and 143.581, RSMo 2016. Original rule filed July 11, 1985, effective Dec. 26, 1985. Amended: Filed May 15, 2023, effective Dec. 30, 2023. Amended: Filed Aug. 18, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 2 – Income Tax

PROPOSED AMENDMENT

12 CSR 10-2.740 Adoption Tax Credit. The department is amending sections (4)–(6), (8) and (10) and deleting sections (11) and (12).

PURPOSE: This amendment updates the rule to remove old apportionment-related language that applied to previous fiscal years and to fix grammatical errors.

(4) The Pre-2024 Credit used by an adoptive parent may not exceed the income tax for the tax year, and the Pre-2024 Credit used by a business entity may not exceed the business entity's state tax liability on the return for which the credit is claimed for the tax year. The portion of a Pre-2024 Credit which may otherwise be used for the tax year in which the child is placed in the home, but which exceeds the tax due for that tax year, shall not be refunded but may be carried forward and used against the taxpayer's tax due for the subsequent four (4) tax years from the tax year the child is placed in the home. The portion of a Pre-2024 Credit which may otherwise be used for the tax year in which the adoption is finalized, but which exceeds the tax due, shall not be refunded but may be carried forward and used against the taxpayer's tax due for the subsequent four (4) tax years from the tax year the adoption is finalized. If a taxpayer has carried Pre-2024 Credits forward to a tax year for which the taxpayer also has Post-2024 Credits, the taxpayer may designate on the tax return whether the Pre-2024 Credits or Post-2024 Credits shall first be applied to the tax liability for that tax year. If no designation is made, the department will apply Pre-2024 Credits to a tax liability before applying Post-2024 Credits to that liability.

(A) Example – Pre-2024 Credit and Post-2024 Credit Redeemed in Same Year: A child is placed in the home in 2023. The adoption is finalized in 2024. Assume for purposes of this example that the Adoption Tax Credit Limit for 2024 is $10,050. The individual incurred $15,000 in nonrecurring adoption expenses in 2022 and 2023. The individual has income tax of $3,000 for tax year 2023 and income tax of $1,000 for 2024. The individual may apply for $5,000 of the Adoption Tax Credit for tax year 2023. If the application is approved, the individual may use $3,000 of the $5,000 available credit for 2023. Because this is a Pre-2024 Credit, the individual has $2,000 remaining to carry forward. The individual applies for and is approved for a credit of $5,025 for tax year 2024. The individual claims all of the credits with the individual's tax year 2024 return but does not designate on the tax return whether the Pre-2024 Credit or the Post-2024 Credit shall first be applied against the tax year *[2025]* **2024** liability. Therefore, the department first applies the Pre-2024 Credit to the $1,000 liability, leaving the taxpayer with $1,000 of a Pre-2024 Credit to carry forward. The department then issues an income tax refund for the Post-2024 Credit in the amount of $5,025.

(5) Only one (1) credit of up to the Adoption Tax Credit Limit is available for each child that is adopted. *[For a fiscal year beginning on or after July 1, 2024, in]* **In** the event that an individual and a business entity both apply to claim a credit for the same child under section 135.327, RSMo, the earlier-filed application will take precedence over the later-filed application. If there are simultaneous application filings *[or if the relevant fiscal year begins before July 1, 2024]*, then, in

the event that an individual and a business entity both apply to claim a credit for the same child under section 135.327, RSMo, the individual's application to claim the credit will take precedence over the business entity's application to claim the credit. In no event may the combined total of credit allowed to an individual and a business exceed the Adoption Tax Credit Limit amount for the same child, and in no event may a business entity and an individual use the same nonrecurring adoption expenses to determine the tax credit amount for which they are eligible. The preceding sentence applies regardless of whether the nonrecurring adoption expenses were paid using funds provided by a business entity to an individual employee.

[(A) Example—Fiscal Year Begins Before July 1, 2024: In 2023, Jane Smith was an employee of ABC Corp. As part of an employee benefit program, ABC Corp. provided Jane Smith with $10,000 in funds for nonrecurring adoption expenses, which Jane Smith then spent on those nonrecurring adoption expenses. The employment agreement between ABC Corp. and Jane Smith specified that only ABC Corp., and not Jane Smith, would be allowed to include those nonrecurring adoption expenses on an application for this tax credit. The child adopted by Jane Smith was placed in her home and the adoption was finalized in 2023. In January of 2024, Jane Smith ended her employment with ABC Corp. In February of 2024, ABC Corp. filed its application for the Adoption Tax Credit for the $10,000 in funds it provided to her. In March of 2024, Jane Smith filed her application for the $10,000 in nonrecurring adoption expenses she paid using the funds provided by ABC Corp. The cumulative tax credit maximum was not reached for that fiscal year, which was a fiscal year beginning before July 1, 2024. After the end of the application period, the department will approve Jane Smith's application for the $10,000 credit and will deny ABC Corp.'s application, because only one $10,000 credit is allowed for each child adopted. This does not eliminate any private cause of action ABC Corp. may have against Jane Smith in connection with her employment agreement.]

(6) To apply for the Adoption Tax Credit, the taxpayer must attach a completed form MO-ATC to the return for the tax year in which the child is placed in the adoptive parent's home or for the tax year in which the adoption is finalized, or both. This application must be filed between July 1 and April 15 of the fiscal year, regardless of any change to the income tax return deadline for Saturdays, Sundays, or holidays. A denied application may be refiled between July 1 and April 15 of the following fiscal year, but only if the completed form MO-ATC is attached to an original or amended return for either the tax year the child is placed in the adoptive parent's home or the tax year the adoption is finalized, as applicable.

(A) Example – Late-Filed Form MO-ATC: An individual incurred a total of $10,000 in nonrecurring adoption expenses related to the adoption of a child. The individual incurred income tax of $3,000 in *[2023]* **2025** and filed a *[2023]* **2025** Missouri income tax return and form MO-ATC on April 16, *[2024]* **2026**, after the filing period for the Adoption Tax Credit. The application for credit will be denied since the application was filed after the filing period. The form MO-ATC may be refiled in the next fiscal year attached to an amended Missouri income tax return for tax year *[2023]* **2025**.

(8) The reduction of the amount of the credit by the state's cost of providing care, treatment, maintenance, and services under section 135.335, RSMo, shall occur as prescribed in this section. The amount of the credit redeemed on any tax return will be reduced, beginning with the most recently filed original or amended tax return redeeming the credit for the most recently ended tax year and continuing in reverse chronological order until the tax year of adoption. If, in connection with the same return, a Post-2024 Credit is used both to reduce income tax liability and is refunded for the same tax year, the portion of that credit used to reduce income tax liability shall be reduced before the portion of that credit which was refunded. If, after the credit has first been reduced as described in the previous two (2) sentences, an amount of Pre-2024 Credits remains eligible to be carried forward, further reduction will be made in the order in which redemptions of such carryforwards are filed with the department. The state's cost of providing care, treatment, maintenance, and services may be updated from time to time to reflect additional costs incurred by the state over time, and the reduction of the credit in the order prescribed by this section, beginning with the order described in the second sentence of this section, may be separately performed each time the state's cost of providing care, treatment, maintenance, and services is updated. The reduction required by section 135.335, RSMo, in the order specified in this rule, shall apply to any credit amounts issued for the same child's adoption process, even if the credit amounts were issued to multiple taxpayers, and even if the tax credit has been assigned, transferred, or sold.

(A) Example – Order of Reduction of Pre-2024 Credit Amount: In 2024, Jane Smith and her employer, XYZ Corp., apply for and are approved for an Adoption Tax Credit with respect to the same child in the amount of $1,000 each for tax year 2023. The child was placed in the home, and the adoption was finalized, in 2023. XYZ Corp. uses $400 of its credit against its income tax liability for tax year 2023 on a return filed March 15, 2024, and has $600 remaining eligible to be carried forward. Jane Smith uses $300 of her credit against her individual income tax liability for tax year 2023 on a return filed April 10, 2024. Jane Smith sells $500 of her credit to ABC Corp. and keeps the remaining $200 eligible for her to carry forward. ABC Corp. uses $400 of the purchased credit on its tax year 2023 corporate income tax return filed late, on May 1, 2024, and intends to carry forward the remaining $100 of the credit to tax year 2024. However, at the end of 2024, the adopted child of Jane Smith is placed, with no intent to return to the adoptive home, in foster care, and the state's costs of providing care for the child are $1,800. The reduction of the credit applies in the following order. First, ABC Corp.'s $400 redemption of the credit on its May 1, 2024, tax return is reduced to $0. ABC Corp. has a resulting tax underpayment for its tax year 2023. Second, Jane Smith's $300 redemption of the credit on her April 10, 2024, tax return is reduced to $0. Jane Smith has a resulting tax underpayment for her tax year 2023. Third, XYZ Corp.'s $400 redemption of the credit on its March 15, 2024, tax return is reduced to $0. XYZ Corp. has a resulting tax underpayment for its tax year 2023. Subsequently, ABC Corp. files its 2024 tax return on April 2, 2025, attempting to redeem its remaining $600 credit, and XYZ Corp. files its 2024 tax return on April 3, 2025, attempting to redeem its remaining $100 credit. The department reduces these credits to $0. Afterwards, on April 9, 2025, Jane Smith files her 2024 tax return, *[redeem]* **redeeming** her remaining $200 credit carryforward, which the department initially allows as the $1,800 required reduction has been satisfied. However, based upon further information provided to the department, on June 1, 2025, the state's costs of providing care for the child have been increased by $500. The department therefore engages in another round of reductions, reducing to $0 Jane Smith's $200 credit redeemed on her tax year 2024 return. Jane Smith has a resulting underpayment for her tax year 2024.

(10) Prior to the approval of any application to claim the credit, pursuant to section 135.815, RSMo, the department shall verify that the applicant does not owe any delinquent income, sales, or use taxes, or interest, additions, or penalties on such taxes, and verify through the Department of Commerce and Insurance that the applicant does not owe any delinquent insurance taxes. In the event that there is any such delinquency, the amount of the credit approved shall be applied to all such delinquencies, and the remainder shall be issued to the applicant. *[For a fiscal year beginning before July 1, 2024, the amount of the credit approved and applied to a delinquency pursuant to section 135.815, RSMo, counts against the maximum fiscal year cumulative limit on all credits which may be claimed set forth in section 135.327.4, RSMo.]* In addition, any portion of a Post-2024 Credit that would otherwise be refunded in connection with a Missouri income tax return is subject to applicable setoff and related provisions of sections 143.781 to 143.790, RSMo.

[(11) For the fiscal year ending on June 30, 2024—

(A) The cumulative amount of tax credits that may be approved in any one (1) fiscal year shall not exceed a six- (6-) million-dollar maximum;

(B) After the April 15 application deadline, the department will determine the amount of credits applied for where the child adopted in connection with the application is both a special needs child and a resident or ward of this state at the time the adoption is initiated ("Priority Applications");

(C) If the total amount of credits applied for in Priority Applications exceeds the six- (6-) million-dollar cumulative maximum, properly filed Priority Applications will be approved on a pro rata basis and no applications other than Priority Applications will be approved;

(D) If the total amount of credits applied for in Priority Applications equals or is below the six- (6-) million-dollar cumulative maximum, all properly filed Priority Applications will be approved and the properly filed applications which are not Priority Applications will be approved on a pro rata basis up to the remainder of the six- (6-) million-dollar maximum; and

(E) If the total amount of credits applied for on both Priority Applications and applications which are not Priority Applications is below the six- (6-) million-dollar maximum for the fiscal year, all properly filed applications will be approved.

(12) In the event of a full or partial credit denial due to the fiscal year cumulative tax credit maximum or pro rata determination referred to in section (11) above, the taxpayer will not be held liable for any penalty or addition to tax for the resulting underpayment on the basis of negligence, lack of good cause, or similar basis, provided the balance is paid or a payment plan signed by the taxpayer, has been received and approved by the department within sixty (60) days from the notice of denial.]

AUTHORITY: sections 135.339, 136.120, and 143.961, RSMo 2016. Material in this rule originally filed as 12 CSR 10-400.200. Original rule filed Jan. 25, 2024, effective Sept. 30, 2024. Amended: Filed Aug. 28, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.090 Back the Blue Special Plate Donation Processing. The department is amending the purpose statement and section (1).

PURPOSE: This rule is being updated to clarify the distribution of funds received from this special plate.

PURPOSE: This rule codifies Back the Blue Special Plate Donation ***distribution*** *procedures authorized in* ***[S]s****ection 301.3175, [as amended by the 101st General Assembly, TAFP HB 898]* ***RSMo****.*

(1) *[Payment of the initial ten-dollar ($10.00) contribution by registrants who do not present a receipt issued by the Missouri Law Enforcement Memorial Foundation may be made directly to the Department of Revenue at the time of application for the Back the Blue special plate, and distribution]* **Distribution** of donations made directly to the Department of Revenue will be disbursed to the Missouri Law Enforcement Memorial Foundation at a reasonable frequency set forth by the Director of Revenue, but no less frequently than twice each fiscal year.

AUTHORITY: section 301.3175, RSMo Supp. [2019] ***2024****. Original rule filed Aug. 28, 2019, effective March 30, 2020. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.100 Special License Plates. The department is amending sections (2), (5), and (9) and deleting section (11).

PURPOSE: This rule is being amended for clarity and to align with existing statutes.

(2) All special license plates are available in the following plate categories –

(C) Local **and Beyond Local** 6;
(D) Local **and Beyond Local** 12;
[(E) Beyond Local 6;
(F) Beyond Local 12;]
*[(G)]***(E)** Motorcycle/Motortricycle;
*[(H)]***(F)** Local and Beyond Local 18;
*[(I)]***(G)** Local and Beyond Local 24;
*[(J)]***(H)** Shuttle Bus – regular personalized plates only;
*[(K)]***(I)** Van Pool – regular personalized plates only; and
*[(L)]***(J)** Historic – regular personalized plates only.

(5) Special license plates will not be transferred from one (1) owner to another unless provided by law, except that the holder of a special plate may follow the procedures established by the director in order to display *[his/her]* **their** special plate on a vehicle leased by the holder after approval by the director*[;]***,** and they will not be transferred from one (1) vehicle category to another. This includes any request for transfer by gift, trust, will, or judicial proceeding.

(9) Applicants who apply for a biennial registration at the time they pick up or renew their special license plates must submit a second *[fifteen-dollar ($15) fee and]* emblem-use authorization statement indicating the minimum donation or the original emblem-use authorization statement indicating twice the annual minimum donation, if applicable.

[(11) The director of revenue may recall any special license plate erroneously issued under this rule.]

*AUTHORITY: sections 301.144, 301.449, and 301.453, RSMo 2016, and section 301.130, RSMo Supp. [2018] **2024**. Original rule filed Aug. 14, 1978, effective Nov. 13, 1978. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.185 Obscene License Plates. The department is amending the purpose statement and section (3) and deleting section (4).

PURPOSE: This rule is being amended for clarity and to align with existing statutes.

*PURPOSE: This rule **[establishes] supplements** the guidelines for **[issuing] review and approval of** personalized motor vehicle license plates **prior to issuance**.*

(3) No motor vehicle license plate will be issued by the Department of Revenue if the language or symbols on the plate are obscene *[or]***,** profane**, patently offensive or contemptuous of a racial or ethnic group, or offensive to good taste or decency, or would present an unreasonable danger to the applicant or public**. In order to make this determination, the Department of Revenue will look to the way the average person applying contemporary community standards would view the license plate. Factors which the Department of Revenue may consider in this regard include, but are not limited to –

(A) An explanation by the registrant as to why *[s/he]* **they** chose particular language or symbols to be on *[his/her]* **their** personalized motor vehicle license plate;

(D) Dictionary definitions of the language or symbols requested by the registrant; *[and]*

(E) Information from other states regarding motor vehicle plates which have not been issued by them because they found them to be obscene or profane*[.]***; and**

(F) Review of the configuration of the plate backwards.

[(4) The Department of Revenue shall recall any personalized motor vehicle license plate which it has already issued if it determines that a plate is obscene or profane.]

*AUTHORITY: section 301.144, RSMo 2016. Original rule filed Jan. 6, 1986, effective April 11, 1986. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED RESCISSION

12 CSR 10-23.210 Congressional Medal of Honor License Plates. This rule clarified procedures for issuance of Congressional Medal of Honor license plates.

PURPOSE: This rule is being rescinded as it is no longer in compliance with current statute and the current statutes explain the procedure.

AUTHORITY: section 301.145, RSMo 1986. Original rule filed Jan. 22, 1986, effective May 11, 1986. Amended: Filed Nov. 13, 1986, effective Feb. 28, 1987. Rescinded: Filed Aug. 28, 2025.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.295 Witnessing Proof of Federal Heavy Vehicle Use Tax Payment or Exemption. The department is amending sections (1) and (2).

PURPOSE: This amendment updates the rule to align with changes made to the Internal Revenue Code.

(1) All applications (new or renewal) for a commercial motor vehicle registration with a licensed gross weight of *[sixty thousand ten pounds (60,010 lbs)]* **fifty-five thousand pounds (55,000 lbs.)** or above must be accompanied by proof that federal heavy vehicle use tax has been paid on the vehicle or that the vehicle is tax exempt. Acceptable proof includes –

(2) Proof of tax payment or tax exemption is not required for –

(B) American Indian tribal governments;

*[(B)]***(C)** Vehicles owned by the American National Red Cross, a nonprofit volunteer fire department, ambulance association, *[or]* rescue squad**, or mass transportation authorities**; *[or]*

(D) Commercial vehicles traveling fewer than five thousand (5,000) miles annually;

(E) Agriculture vehicles traveling fewer than seven thousand five hundred (7,500) miles annually;

(F) Vehicles not considered highway motor vehicles;

(G) Qualified blood collector vehicles used by qualified blood collector organizations; or

*[(C)]***(H)** Vehicles purchased no more than sixty (60) days prior to the date of application for registration.

AUTHORITY: section 301.025, RSMo 2016. Original rule filed May 27, 1986, effective Aug. 25, 1986. Amended: Filed June 1, 2007, effective Nov. 30, 2007. Amended: Filed July 17, 2023, effective Feb. 29, 2024. Amended: Filed Aug. 28, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED RESCISSION

12 CSR 10-23.400 Transfer of License Plates. This rule clarified when a motor vehicle or trailer owner could transfer license plates to a newly acquired motor vehicle or trailer and operate the vehicle for thirty days.

PURPOSE: This rule is being rescinded as it is no longer in compliance with current statute and the current statute fully explains the transfer rules.

AUTHORITY: section 301.140, RSMo Supp. 1990. Original rule filed Feb. 2, 1990, effective May 11, 1990. Rescinded: Filed Aug. 28, 2025.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65109-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.430 Registration of a Motor Vehicle or Trailer When the Out-Of-State Lienholder Refuses to Release the Title. The department is amending sections (1) and (2) and adding a new section (3).

PURPOSE: This amendment accounts for electronic titling.

(1) An individual establishing residency in Missouri is required to title and register all motor vehicles and trailers *[owned*

by him/her] **they own** within thirty (30) days of establishing residency. On occasion, the lienholder named on the out-of-state title may refuse to release the title to either the owner or the Department of Revenue in order for the owner to title the vehicle in Missouri. Since the owner is obligated to obtain Missouri license plates for *[his/her]* **their** vehicle, *[s/he]* **they** shall apply for registration by submitting the following:

(B) A copy of the front and back of the out-of-state title issued in the owner's name **or proof that the title is being held electronically; see section (2)**;

(2) *[No more than one (1) application for registration under this rule may be approved at any given time for a motor vehicle or trailer.]* **If the title is being held by a state that issues electronic titles, one (1) of the following can be accepted in lieu of the copy of the front and back of the title:**

(A) A title receipt indicating the applicant(s) name as the owner and the lienholder's name as the lienholder; or

(B) A statement from the lienholder, on letterhead, declaring the out-of-state title is held by an electronic titling state.

(3) If the original title or out-of-state ownership document is not surrendered at the time of application, applicant will be issued a one- (1-) year registration. A letter will be printed and mailed, emailed, or faxed to the lienholder requesting the title be submitted to the department. Applicant will not receive a Missouri Certificate of Title, and the one- (1-) year registration will not be eligible for renewal until the out-of-state title has been received.

AUTHORITY: sections 301.010 and 301.190, RSMo Supp. ***[2023] 2025****. Original rule filed April 16, 1993, effective Oct. 10, 1993. Amended: Filed Nov. 8, 2023, effective May 30, 2024. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.470 Notice of Sale. The department is amending the purpose statement and section (1) and deleting section (2) and the publisher's note.

PURPOSE: This amendment clarifies what paperwork is required of a seller of a motor vehicle.

PURPOSE: Section 301.196, RSMo, requires the seller of a motor vehicle, trailer, or all-terrain vehicle to report the sale to the Department of Revenue. [Section 301.280, RSMo, requires dealers who do not file their monthly sales reports electronically to submit a notice of sale as required by section 301.196, RSMo, with their monthly sales report.] This rule establishes the forms ***motor vehicle sellers must complete*** *for reporting the sale to the department.*

[(1) When selling a motor vehicle, trailer, or all-terrain vehicle to a Missouri resident, the seller must report the sale to the Department of Revenue.]

[(A) Sellers] **(1) Motor vehicle sellers**, other than Missouri licensed dealers, must complete one (1) of the following forms and submit it to the Department of Revenue within thirty (30) days of the sale:

*[1.]***(A)** Notice of Sale (Form 5049), required when title does not include the perforated notice of sale;

*[2.]***(B)** The Notice of Sale (Form 5049A), this is the perforated portion at the bottom of the Missouri Certificate of Title; or

*[3.]***(C)** Bill of Sale (Form 1957), used when applying for a tax credit under section 144.025, RSMo.

[(B) Missouri licensed dealers who do not file their sales reports electronically must complete a Notice of Sale using Forms 5049 and 5049A for each retail sale made to a Missouri resident and submit the forms with the corresponding dealer's monthly sales reports.

(2) Notice of Sale (Form 5049), revised December 2018, and the Bill of Sale (Form 1957), revised August 2019, are incorporated by reference and published by and can be obtained from the Missouri Department of Revenue, PO Box 100, Jefferson City, MO 65105-0100 or at dor.mo.gov. These forms do not include any amendments or additions since the revision dates noted.]

AUTHORITY: sections 301.196, 301.197, and 301.198, RSMo 2016[, and section 301.280, RSMo Supp. 2023]. Original rule filed Dec. 19, 2005, effective June 30, 2006. Amended: Filed Nov. 8, 2023, effective May 30, 2024. Amended: Filed Aug. 28, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.475 Fees and Required Documentation for Designating Manufactured Homes as Real or Personal Property. The department is deleting section (5) and the

publisher's note.

PURPOSE: This amendment removes the material incorporated by reference.

[(5) The form Affidavit of Affixation Form 5312, revised September 2010, and the forms Affidavit of Severance Form 5313, Application for Surrender of Title or MCO Form 5315, and the Application for Confirmation of Conversion Form 5314, updated August 2019, are incorporated by reference and are published by and can be obtained from the Missouri Department of Revenue, Motor Vehicle Bureau at the Harry S Truman State Office Building, Room 370, 301 W. High St., Jefferson City, MO 65105, or at dor.mo.gov/forms. These forms do not include any amendments or additions since the revision dates were noted.]

AUTHORITY: section 700.111, RSMo 2016. Emergency rule filed Feb. 1, 2011, effective March 1, 2011, expired Aug. 27, 2011. Original rule filed Feb. 1, 2011, effective July 30, 2011. Amended: Filed Feb. 5, 2024, effective Sept. 30, 2024. Amended: Filed Aug. 28, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 23 – Motor Vehicle

PROPOSED AMENDMENT

12 CSR 10-23.500 Optional Second Plate for Commercial Motor Vehicles. The department is amending the purpose, deleting section (1), and renumbering as necessary.

PURPOSE: This amendment establishes the cost of the optional second license plate for a commercial motor vehicle.

PURPOSE: This rule establishes how the Department of Revenue [will distinguish the optional second license plate for commercial motor vehicles and] sets the fee authorized by section 301.130, RSMo [Supp. 2013].

[(1) When a person registers a property-carrying commercial motor vehicle licensed in excess of twelve thousand (12,000) pounds and requests two (2) license plates, the director of revenue shall issue a second plate to be attached to the rear of the vehicle. The rear plate shall contain a sticker in the upper right corner to distinguish the difference between the front and rear plate and to alert law enforcement that the owner is required to have two (2) license plates.]

*[(2)]***(1)** The fee for the optional second license plate for a commercial motor vehicle is eight dollars and fifty cents ($8.50).

AUTHORITY: section 301.130, RSMo Supp. [2013] ***2024****. Emergency rule filed Aug. 19, 2013, effective Aug. 29, 2013, expired Feb. 27, 2014. Original rule filed Aug. 19, 2013, effective Feb. 28, 2014. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.090 Missouri Driver License or Permit Vision Test Guidelines. The director is amending the purpose, authority, and sections (1), (2), (5), (7), (10), and (11).

PURPOSE: This amendment updates the purpose and rule authority and makes minor grammatical corrections throughout.

PURPOSE: This rule establishes the vision reading requirements necessary to receive a Missouri driver[s] license and the restrictions imposed when a person's vision is less than 20/40.

(1) The director shall require any person applying for a new driver license or permit or a person renewing a license or permit to submit to an examination of *[his/her]* **their** vision.

(2) The vision examination shall be conducted with the use of the Snellan Vision Chart or other vision device of the same standard. Vision examinations may be conducted by *[any person employed by]* **designated employees of** the Department of Revenue, fee office employees to whom the director has delegated authority**,** and members of the Missouri State Highway Patrol. This person shall administer the vision test without cost to the applicant. Upon notification to the department, a registered optometrist or physician may conduct the vision examination at the applicant's own expense.

(5) Any person whose naked vision is less than 20/40 with either eye or both eyes may receive a conditional license or permit based upon compliance with the following standards:

(A) 20/40 or better with either eye or both eyes with corrective lenses shall be subject to the following restriction**s**:

1. Corrective lenses;

(B) 20/40 or better in the right eye and **the** applicant's left eye tests 20/100 or less shall be subject to the following restriction(s):

1. With corrective lenses – Left outside rearview mirror and corrective lenses; and

2. Without corrective lenses – Left outside rearview mirror. The corrective lenses restriction may not be required if the left eye reading cannot be improved to 20/40 or better by corrective lenses;

(C) 20/40 or better in the left eye and **the** applicant's right eye tests 20/100 or less shall be subject to the following restriction(s):

1. With corrective lenses – Right outside rearview mirror and corrective lenses; and

2. Without corrective lenses – Right outside rearview mirror. The corrective lenses restriction may not be required if the right eye reading cannot be improved to 20/40 or better by corrective lenses; and

(7) Any applicant for a driver license whose vision reading is 20/75–21/160 with either eye or both eyes with corrective lenses shall be referred to the department. The department shall require the applicant to submit to an examination to determine *[his/her]* **their** ability to operate a vehicle safely upon the public streets and highways of this state in spite of the vision infirmity. If the department is satisfied that the person safely can operate a motor vehicle, a conditional license restricting the applicant to points of operation, times of operation**,** or any other driving conditions deemed necessary may be issued. The examination is not required prior to **the** issuance of a permit.

(10) Vision readings completed by a registered optometrist or physician are valid for one (1) year from **the** date of eye examination.

(11) Any applicant requesting a license with **the** aid of bioptic telescopic lenses, whether monocular or binocular, must be able to pass a vision test, up to 20/160, without the aid of a telescopic lens or lenses to be eligible for a Missouri license. If the applicant has a telescopic lens or lenses mounted above the line of sight through the carrier lens of the glasses, the telescopic lens can be a supplement to the person's vision. Under no condition can the telescopic lens be used to correct the person's vision in order to meet the licensing standard up to 20/160.

AUTHORITY: section 302.175, RSMo [2000] ***2016****. Original rule filed Dec. 2, 1986, effective March 26, 1987. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.300 Commercial Driver*[s]* License Written Examinations. The director is amending the purpose, sections (1)–(4), (9), (12), and the authority.

PURPOSE: This amendment makes grammatical corrections and updates the authority.

PURPOSE: This rule establishes the criteria for taking the written examination for a Class A, Class B, or Class C license.

(1) The following shall be the types of written examinations for Class A, Class B**,** and Class C licenses:

(B) Air Brakes Test – this examination shall consist of twenty-five (25) questions which shall include, but not be limited to, questions concerning air brake systems nomenclature, dangers of contaminated air supply, implications of severed or disconnected air lines, implications of low air pressure, procedures for safe and accurate pre-trip inspections and procedures for conducting en route and post-trip inspections of air brake systems;

(E) Tank Vehicle Test – this examination shall consist of twenty (20) questions which shall include, but not be limited to, questions concerning causes, prevention**,** and effects of cargo surge, proper braking procedures, difference in handling baffled versus non-baffled vehicles, effects of road grade and curvature on tank vehicles**,** and proper use of emergency systems;

(2) In order to obtain a Class A license, an applicant must take and successfully complete the Basic Knowledge Test, the Combination Vehicle Test and the Air Brakes Test, if appropriate. The holder of an out-of-state commercial driver*[s]* license or commercial driver instruction permit can surrender *[his/her]* **their** valid out-of-state license or permit and qualify for a waiver of the Class A Written Tests.

(3) In order to obtain a Class B license, an applicant must take and successfully complete the Basic Knowledge Test and the Air Brakes Test, if appropriate. The holder of an out-of-state commercial driver*[s]* license or commercial driver instruction permit can surrender *[his/her]* **their** valid out-of-state license or permit and qualify for a waiver of the Class B Written Tests.

(4) In order to obtain a Class C license, an applicant must take and successfully complete the Basic Knowledge Test, and either the Passenger Test, the Hazardous Materials Test, or both. The holder of an out-of-state commercial driver*[s]* license or commercial driver instruction permit can surrender *[his/her]* **their** valid out-of-state license or permit and qualify for a waiver of the Class C Written Tests.

(9) In order to obtain an S endorsement, the applicant must take and successfully complete the *[s]***S**chool *[b]***B**us *[w]***W**ritten *[t]***T**est.

(12) If an applicant does not successfully complete any written examination required in this rule, *[s/he]* **they** immediately may retake the examination*[.]***;** however**,** the examiner administering the examination shall have **the** discretion to require the applicant to return for a retake at a later date.

AUTHORITY: sections [302.010, 302.233, 302.272, 302.273, 302.700 and 302.735, RSMo Supp. 2004 and 302.765, RSMo 2000] ***302.233, 302.273, and 302.765, RSMo 2016, and sections 302.010, 302.272, 302.700, and 302.735, RSMo Supp. 2024****. Original rule filed March 5, 1990, effective June 11, 1990. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.380 Hazardous Materials Written Test Requirements for Commercial Driver*[s]* **License Transfer or Renewal**. The director is amending the purpose statement and sections (1)–(3).

PURPOSE: This amendment makes minor grammatical updates throughout as well as updates the rule's authority.

PURPOSE: This rule establishes the conditions under which an applicant for a commercial driver[s] license is required to complete the written knowledge test successfully for a hazardous materials endorsement.

(1) Before adding or continuing a hazardous materials endorsement, any applicant for a new, new resident transfer**,** or renewal of a Class A, Class B**,** or Class C commercial driver*[s]* license shall be required to successfully complete the hazardous materials written knowledge test.

(2) Any applicant for a Class A, Class B**,** or Class C commercial driver*[s]* license where a hazardous materials endorsement is being carried over on a new license application shall be required to successfully complete the hazardous materials written knowledge test if more than one (1) year has passed since the applicant completed *[his/her]* **their** previous hazardous materials written knowledge test.

(3) To continue a hazardous materials endorsement, any applicant for a duplicate Class A, Class B**,** or Class C commercial driver*[s]* license shall not be required to successfully complete the hazardous materials written knowledge test.

AUTHORITY: section 302.720, RSMo Supp. ***[1989] 2024****. Emergency rule filed April 8, 1991, effective April 18, 1991, expired Aug. 15, 1991. Original rule filed April 8, 1991, effective Aug. 30, 1991. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.412 Commercial Driver License Waiver For Farm-Related Service Industries. The director is amending the purpose statement and sections (1)–(6) and (8)–(10).

PURPOSE: This amendment makes grammatical corrections throughout and adds that the director's designee may conduct annual reviews.

PURPOSE: This rule establishes the criteria for issuance of seasonal restricted commercial driver[s] licenses for operators of commercial motor vehicles involved in farm-related service industries.

(1) Any person who operates a Class B or Class C commercial motor vehicle who is involved in one (1) or more of the following farm-related service industries may apply for a restricted commercial driver*[s]* license:

(2) A restricted commercial driver*[s]* license shall not be issued to operate a Class A motor vehicle.

(3) Any commercial driver*[s]* license issued in accordance with this rule shall be valid for the operation of commercial motor vehicles for one (1) period which shall not exceed one hundred eighty (180) consecutive calendar days in any twelve- (12-)*[-]* month period. The period of valid operation shall be indicated on a restriction card which must be carried by the operator with the commercial driver*[s]* license.

(4) Any holder of a commercial driver*[s]* license restricted in accordance with this rule may operate a commercial motor vehicle only within a one hundred fifty- (150-)*[-]*mile radius of the place of business or farm being served.

(5) A holder of a restricted commercial driver*[s]* license issued in accordance with this rule shall not transport hazardous materials in placardable quantities except that a holder of a restricted commercial driver*[s]* license may transport one thousand gallons (1,000 gal.) or less of diesel fuel, three thousand gallons (3,000 gal.) or less of liquid fertilizer**,** or any quantity of solid fertilizer not mixed with any organic

substance.

(6) To apply for a commercial driver license restricted in accordance with this rule, the applicant must certify to the following:

(A) That *[s/he has]* **they have** held a driver*[s]* license for at least one (1) year;

(B) That *[s/he has]* **they have** not had more than one (1) driver*[s]* license;

(C) That *[his/her]* **their** driving privilege has not been suspended, revoked, canceled**,** or disqualified in this or any other state within the last two (2) years;

(D) That *[s/he has]* **they have** not been convicted for any of the following offenses in any type of motor vehicle within the last two (2) years:

1. Driving while under the influence of alcohol as defined in section 302.700, RSMo (which includes driving while intoxicated (DWI) and blood alcohol content (BAC));

2. Driving while under the influence of a controlled substance as defined in section 302.700, RSMo;

3. Refusal to submit to an alcohol test;

4. Leaving the scene of an accident;

5. Felony involving a motor vehicle other than a felony described in paragraph (6)(D)8.;

6. Driving a commercial motor vehicle when, as a result of prior violations committed while operating a commercial motor vehicle, the driver's commercial driver license is revoked, suspended, or canceled, or the driver is disqualified from operating a commercial motor vehicle;

7. Causing a fatality through the negligent operation of a commercial motor vehicle, including but not limited to*[,]* the crimes of vehicular manslaughter, homicide by motor vehicle**,** and negligent homicide;

8. Using any vehicle in the commission of a felony involving the manufacturing, distributing**,** or dispensing of a controlled substance;

9. Speeding fifteen (15) or more miles over the posted speed limit;

10. Careless, imprudent**,** or reckless driving;

11. Erratic or improper traffic lane changes;

12. Following too closely;

13. Violating state or local law relating to motor vehicle traffic control (other than a parking violation) arising in connection with a fatal accident;

14. Driving a commercial motor vehicle without obtaining a commercial driver license;

15. Driving a commercial motor vehicle without a commercial driver license in the driver's possession;

16. Driving a commercial motor vehicle without the proper class of commercial driver license and*[/or]* endorsements for the specific vehicle group being operated or for the passengers or type of cargo being transported; or

17. Any conviction for a traffic law violation in connection with an accident; and

(E) That *[s/he has]* **they have** not had an accident in which *[s/he was]* **they were** found to have been at fault within the last two (2) years.

(8) If the applicant can certify to the information required in section (6) of this rule, the director will issue a restricted commercial driver*[s]* license to the applicant if otherwise eligible for licensure without completion of the commercial driver*[s]* license written and skills tests.

(9) If the applicant for a restricted commercial driver*[s]* license previously held a Class E license or its equivalent, the person is permitted to operate Class E or Class F motor vehicles on the restricted commercial license at any time. If the applicant for a restricted commercial driver*[s]* license previously held a Class F license or its equivalent, the person is permitted to operate only Class F motor vehicles, other than when operating commercial motor vehicles in accordance with this rule.

(10) The director **or the director's designee** shall annually review the driving record of the holder of any seasonal commercial driver*[s]* license prior to the seasonal period indicated on the restriction card. If the driver record meets the criteria set forth in section (6) of this rule, the restricted commercial driver*[s]* license shall be revalidated**,** and the holder shall be permitted to operate commercial motor vehicles in accordance with the license and this rule. If the driver record indicates that the holder of the restricted commercial driver*[s]* license no longer meets the criteria set forth in section (6) of this rule, the restricted commercial driver*[s]* license shall be canceled for a period of two (2) years.

AUTHORITY: sections 302.775[, RSMo Supp. 2005] and 302.765, RSMo [2000] ***2016,*** *and 49 CFR 383.3. Emergency rule filed May 6, 1992, effective May 16, 1992, expired Sept. 12, 1992. Emergency rule filed Sept. 3, 1992, effective Sept. 13, 1992, expired Jan. 10, 1993. Original rule filed May 6, 1992, effective Dec. 3, 1992. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 24 – Driver License Bureau Rules

PROPOSED AMENDMENT

12 CSR 10-24.444 Ten-Year Disqualification. The director is amending the purpose and sections (2)–(7).

PURPOSE: This amendment makes grammatical corrections, updates the authority of the rule, and adds the director's representive.

PURPOSE: This rule establishes the requirements for obtaining a commercial driver[s] license after receiving a ten-year disqualification under section 302.755.3, RSMo.

(2) The applicant must prove to the director **or their authorized representative** that during the ten (10) years immediately preceding the application the applicant:

(A) Has had no alcohol*[- or]***,** drug**, or controlled substance-**

related conviction*[(s)]* as defined in section 302.700, RSMo, in Missouri or any other jurisdiction;

(C) Has had no commercial motor vehicle conviction*[(s)]* in Missouri or any other state during the ten- (10-)*[-]*year period preceding the application;

(D) Is no longer a threat to the public safety of this state. The director **or their authorized representative** may request, and the applicant must provide, any additional information or documentation *[which]* **that** the director **or their authorized representative** deems necessary to determine the applicant's fitness for relicensure;

(3) For purposes of verifying an applicant's prior ten- (10-)*[-]*year alcohol and drug history, the applicant shall provide a copy of *[his/her]* **their** closed criminal history for the immediately preceding ten (10) years to the director of revenue **or their representative**.

(4) If the director **or the director's representative** finds the applicant is eligible for restoration to commercial driving status, the written and driving skills examinations as specified in 12 CSR 10-24.395 shall be successfully completed before a commercial driver license is issued.

(5) If the applicant is found ineligible for restoration of commercial driving privileges, the director **or the director's representative** shall notify the applicant of such findings by certified mail and continue the denial of commercial driving privilege until such ineligibility has been disproven to the director's **or the director's representative's** satisfaction.

(6) Any applicant who previously had *[his/her]* **their** commercial motor vehicle privileges restored pursuant to this rule*[,]* shall not be able to apply for restoration of another lifetime disqualification.

(7) Any applicant who is aggrieved by the decision of the director **or the director's representative** may appeal to the circuit court in the county of residence as prescribed in section 302.311, RSMo.

*AUTHORITY: section[s] 302.755, RSMo Supp. [2007] **2024,** and **section** 302.765, RSMo [2000] **2016**. Original rule filed Nov. 29, 1995, effective May 30, 1996. Amended: Filed April 11, 2005, effective Oct. 30, 2005. Amended: Filed Aug. 8, 2007, effective Feb. 29, 2008. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 26 – Dealer Licensure

PROPOSED RESCISSION

12 CSR 10-26.120 Procedures for Filing Complaints with the Director of Revenue. This rule established the procedures for filing complaints with the director of revenue against persons licensed or required to be licensed pursuant to Chapter 301, RSMo.

PURPOSE: This rule is being rescinded as it is covered in statutes.

AUTHORITY: sections 301.114, 301.218, 301.553 and 301.557, RSMo 2000. Original rule filed Nov. 1, 1999, effective May 30, 2000. Amended: Filed Aug. 27, 2003, effective Feb. 29, 2004. Rescinded: Filed Aug. 18, 2025.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 41 – General Tax Provisions

PROPOSED AMENDMENT

12 CSR 10-41.020 Disclosure of Information, Returns, Reports, or Facts Shown By Them to State and Federal Prosecuting Officials. The department is amending the title and sections (1) and (4).

PURPOSE: This rule is being updated to include the civil investigations that can request tax information.

(1) The director of revenue or other designated official of the Missouri Department of Revenue is permitted to disclose all tax information, returns, reports**,** or facts shown by them to a state or federal prosecuting official, *[his/her]* **their** designees or other persons officially involved in any criminal *[or]***,** quasi-criminal**, or civil** investigation action or proceeding under the laws of this state or of the United States*[. The]***, if the** tax information, returns, reports**,** or facts shown *[must be]* **are** pertinent to a criminal *[or]***,** quasi-criminal**, or civil** investigation involving the enforcement of revenue laws or investigations of public officials.

(4) The requesting party must execute a statement swearing that *[s/he]* **they** will not disclose to anyone, without the prior written approval of the director of revenue, the tax

information, returns, reports**,** or facts *[s/he]* **they** received from the director of revenue. The director of revenue's decision as to the dissemination of any information provided to any person under this rule shall be final and binding upon all persons with knowledge of any tax information, returns, reports**,** or facts provided by the director of revenue.

*AUTHORITY: section 32.057, RSMo [1994] **2016**. Original rule filed Oct. 15, 1985, effective Jan. 26, 1986. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register.** No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 41 – General Tax Provisions

PROPOSED AMENDMENT

12 CSR 10-41.025 Disclosure of Confidential Taxpaper Information to Officers, Members, Partners, and Employees of a Business. The department is amending sections (1) and (3).

PURPOSE: This amendment clarifies section (3) of this rule and adds an electronic option for authorizing the disclosure of confidential tax information under certain circumstances.

(1) The director of revenue or other designated official of the Missouri Department of Revenue may disclose all tax information relating to a particular taxpayer's return to an officer, member, *[or]* partner of the business, **or authorized representative** related to any period for which the officer, member, *[or]* partner**, or authorized representative** is registered with the Department of Revenue.

(3) Before the director of revenue or other designated official of the Missouri Department of Revenue may release any confidential tax information **under section (2) of this rule**, the business must provide the department a document stating that the employee has the authority to perform **any of** the above job duties as regular course of work on tax matters and that the information requested is strictly to be used for state tax matters, unless otherwise restricted. The document shall be on company letterhead with the company's address and phone number and must be signed by an officer, member, or partner of the company, or by the supervisor of the employee. **Alternatively, the document stating the employee's authority may be an email containing the company's phone number and physical address, sent to the Missouri Department of Revenue by an officer, member, or partner of the company, or the supervisor of the employee, using an email address with a domain that exactly matches the domain of the company's website.**

(A) If the employee's authority is limited, the letter **or email** shall specify the tax periods, tax types, or tax forms that may be released to the employee.

(B) If the employee's authority shall be for a limited time, the letter **or email** shall specify the time limitation on the employee's authority.

(C) If the letter **or email** does not include any limitation, the director of revenue or other designated official of the Missouri Department of Revenue may disclose all information without limitation until such time as the company revokes or limits the employee's authority in writing.

(D) If there are any concerns regarding the authenticity or veracity of the letter or email, the Missouri Department of Revenue may require additional evidence or documentation from the company before relying upon such letter or email.

*AUTHORITY: section 32.057.2.(1)(a), RSMo [Supp. 2012] **2016**. Original rule filed Jan. 15, 2013, effective July 30, 2013. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register.** No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 103 – Sales/Use Tax – Imposition of Tax

PROPOSED AMENDMENT

12 CSR 10-103.017 Ticket Sales. The department is amending sections (1) and (2).

PURPOSE: This amendment clarifies that this rule applies to paper and digital tickets.

(1) In general, all tickets sold to permit admission to any theater, sporting event, exhibit, or any other event *[is]* **are** subject to sales tax *[and]* **that** should be collected by the seller. **This includes all paper and digital tickets.**

(2) Basic Application of Tax.

(C) If the total selling price of a ticket is intended to include sales tax, the vendor must advise the purchaser of the cost of admission and the amount of tax by printing these amounts on the ticket, by posting a prominently displayed sign stating that amount, **by breaking those figures out in the digital ticket,** or by giving other written notice.

1. The ticket or notice must contain the following language:
Cost of admission $(amount)

Sales tax	$(amount)
Ticket price	$(amount)

2. Otherwise, the vendor shall be subject to sales tax on all receipts and the total price of the tickets shall be considered receipts.

AUTHORITY: section 144.270, RSMo 2016. This rule originally filed as 12 CSR 10-3.017. Original rule filed Dec. 5, 1983, effective March 11, 1984. Amended: Filed Oct. 15, 1984, effective Feb. 11, 1985. Moved to 12 CSR 10-103.017 and amended: Filed Oct. 2, 2018, effective April 30, 2019. Amended: Filed Aug. 28, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register.** No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 103 – Sales/Use Tax – Imposition of Tax

PROPOSED AMENDMENT

12 CSR 10-103.050 Drinks and Beverages. The department is amending the purpose statement and adding a court decision.

PURPOSE: This amendment adds a court decision that helps clarify the requirements of the application of sales tax and corrects statutory reference.

*PURPOSE: This rule interprets the sales tax law as it applies to the sale of drinks and beverages, and interprets and applies sections 144.010 and [144.080] **144.088**, RSMo.*

*AUTHORITY: section[s] 144.270, RSMo [1994] **2016**. This rule was previously filed as rule no. 66 Jan. 22, 1973, effective Feb. 1, 1973. S.T. regulation 010-21 was last filed Oct. 28, 1975, effective Nov. 7, 1975. Refiled March 30, 1976. Amended: Filed April 11, 1984, effective Oct. 11, 1984. This rule was previously filed as 12 CSR 10-3.050. Moved to 12 CSR 10-103.050, effective Aug. 31, 2023. Amended: Filed Aug. 28, 2025.*

Carousel, Inc. v. Director of Revenue, (A.H.C. 2016). **The Administrative Hearing Commission found that Carousel did not correctly calculate and remit sales tax on its room rentals. The commission agreed with the director's assessment that Carousel should have collected and remitted sales tax on the full room rate, as there was no indication to customers that sales tax was included in the room charge. Carousel's method of backing out sales tax from the room rate was not supported by law, as the sales tax was not separately stated or charged. Consequently, Carousel is also liable for the additions to tax and interest as a matter of law.**

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register.** No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 103 – Sales/Use Tax – Imposition of Tax

PROPOSED AMENDMENT

12 CSR 10-103.390 Veterinary Transactions. The department is amending the purpose and section (2).

PURPOSE: This rule is being updated due to changes in current statutes.

*PURPOSE: Sections 144.010.1[(9)] and 144.020.1[(1)]**,** RSMo, taxes the retail sale of tangible personal property. This rule interprets the sales tax laws as they apply to veterinarians. This rule also interprets sales tax exemptions that apply to veterinarians including section 144.030.2(22), RSMo.*

(2) Definition of Terms.

(A) Livestock – cattle, calves, sheep, swine, ratite birds***[,]*** including but not limited to***[,]*** ostrich and emu, aquatic products as defined in section 277.024, RSMo, **llamas, alpaca, buffalo, bison,** elk documented as obtained from a legal source and not from the wild, goats, horses, other equine**,** **honey bees,** or rabbits raised in confinement for human consumption.

*AUTHORITY: section**s** 144.270 [, RSMo Supp. 2009] and [section] 144.705, RSMo [2000] **2016**. Original rule filed Nov. 10, 1999, effective May 30, 2000. Amended: Filed March 23, 2010, effective Oct. 30, 2010. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 103 – Sales/Use Tax – Imposition of Tax

PROPOSED AMENDMENT

12 CSR 10-103.555 Determining Taxable Gross Receipts. The department is amending sections (3) and (4).

PURPOSE: This amendment provides additional examples of the basic application of the tax.

(3) Basic Application of Tax.

(I) Charges to customers for the extension of credit, such as late fees or financing charges are excluded from gross receipts. **Note that finance charges involve interest that is paid to the seller. That term would not include credit card fee charges, which are subject to sales tax.**

(O) Separately stated delivery charges from the seller to the buyer are exempt from sales tax if the amounts of the delivery charges are usual and customary. However, this exemption does not extend to line item reimbursements for delivery charges that a retailer has made to a wholesaler, which is known as inbound freight.

(P) Credit card fees that a seller charges a customer who chooses to use a credit card as a form of payment to offset the fees the seller has to pay to the credit card company are subject to tax. There are many names a seller may call this fee, including but not limited to credit card fee, credit card surcharge, convenience fee, etc. This is not the extension of credit or a finance charge.

(4) Examples.

(I) A retailer makes a sale for $50, which the customer pays for using a credit card. The retailer charges the customer a $3 credit card fee for using the credit card. Sales tax should be collected and remitted on $53, which is the $50 price of the merchandise plus the additional $3 charge for paying with a credit card.

(J) A retailer makes a sale for $50 to a customer, and delivers the merchandise to the customer for an additional separately stated charge of $10. The retailer should collect and report sales tax on the $50 charge for the merchandise, but should not collect or report sales tax on the $10 delivery charge.

(K) A retailer makes a sale for $50 and has to order the product from a wholesaler. The wholesaler charges the seller a $5 delivery fee which the seller passes on to its customer. The seller should charge tax on $55, the sale price of the item plus the inbound freight.

*AUTHORITY: section**s** 144.270[, RSMo 2000,] and 144.083, RSMo [Supp. 2007] **2016**. Original rule filed Aug. 21, 2000, effective Feb. 28, 2001. Emergency amendment filed Aug. 14, 2007, effective Aug. 28, 2007, expired Feb. 23, 2008. Amended: Filed Aug. 14, 2007, effective Feb. 29, 2008. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 104 – Sales/Use Tax – Registration

PROPOSED AMENDMENT

12 CSR 10-104.020 Sales and Use Tax Bonds. The department is amending the purpose statement and sections (1)–(3).

PURPOSE: This amendment updates the rule to align with current statutes and practices of the department.

*PURPOSE: Section 144.087, RSMo**,** requires [all applicants for a retail sales tax license and all] licensees in default in filing a return and paying taxes when due to file a bond in an amount to be determined by the Director of Revenue. Section 144.625, RSMo**,** [authorizes the department to require a bond from out-of-state vendors responsible for remitting vendor's use tax. This rule] explains how to calculate and submit a bond, the different types of bonds that may be filed with the department, and how to obtain a bond refund.*

(1) In general, *[all new taxpayers applying for a retail sales tax license or vendors use tax license, and]* taxpayers seeking reinstatement of a revoked license *[must]* **may be required to** file a bond in an amount determined by the director. The bond may be a cash bond, surety bond, certificate of deposit or an irrevocable letter of credit. The department will refund the bond to the taxpayer after *[two (2) years]* **one (1) year** of satisfactory tax compliance or when the taxpayer closes its sales/use tax account, provided the account has no outstanding delinquencies.

(2) Basic Application of Tax.

(A) Taxpayers *[applying for a retail sales tax license or vendor's use tax license, or a taxpayer]* in default in filing a return and paying taxes*[, must]* **may be required to** submit a bond calculated at *[three (3)]* **two (2)** times the average monthly tax liability of the taxpayer. The department *[will]* **may** not issue a license until the taxpayer submits sufficient bond. *[The bond amount of a new applicant is based on three (3) times the previous owner's average monthly tax liability for the prior twelve (12) months.]* The department estimates the bond based on the nature of the applicant's business. If the business is substantially the same as that of a previous owner, the previous business experience may be used. If the department determines a bond is insufficient to cover the taxpayer's liability, the department can require the taxpayer to adjust the bond amount.

(B) *[If the calculated bond amount of a new business is less than five hundred dollars ($500), the taxpayer can submit a minimum bond of twenty-five dollars ($25). If the bond is calculated at five hundred dollars ($500) or more, the calculated amount must be submitted, rounded to the nearest ten dollars ($10). A taxpayer reinstating a revoked license must submit the calculated amount even if that amount is less than five hundred dollars ($500).]* **The calculated bond will be rounded to**

twenty-five dollars ($25) if calculated below this threshold.

(C) Cash bonds must be in the form of a cashier's check, money order, **or** certified check *[or charged to a credit card accepted by the department]*. A completed and signed cash bond form must accompany a cash bond.

(G) The department may refund or release a bond to the taxpayer after *[two (2) years]* **one (1) year** of satisfactory tax compliance. A taxpayer's tax record is considered satisfactory if there is no tax due and the taxpayer has fully filed and paid all returns due in a timely manner. The bond will also be released or refunded when the taxpayer closes its sales/use tax account, files a final return, and owes no tax, penalties, or interest. If a taxpayer replaces its current bond by any other acceptable type of bond, the bond being replaced will also be returned.

(3) Examples.

[(A) A taxpayer purchases a restaurant. The restaurant is currently open for business and the taxpayer will take over and continue the operation without interruption. In reviewing the previous owner's sales, the taxpayer's bond is calculated using the following tax liability of the previous owner:

January	*$150.25*
February	*$160.75*
March	*$176.50*
April	*$185.75*
May	*$203.25*
June	*$226.50*
July	*$221.25*
August	*$210.25*
September	*$206.00*
October	*$185.75*
November	*$160.50*
December	*$211.25*
Total	*$2,298.00*

The taxpayer divides $2,298 by 12 to arrive at the average monthly tax liability of $191.50. To compute the bond, he multiplies this figure by three, for a total of $574.50 ($191.50 × 3 = $574.50). This amount is rounded to the nearest $10, or $570. The taxpayer submits a $570 bond.

(B) A taxpayer is opening an ice cream shop. She has never been in business before and is not purchasing an existing business. She estimates her monthly tax liability to be $100. The taxpayer submits the minimum $25 bond since $300 is less than the $500 threshold.

(C) A taxpayer has purchased a craft store that was operated by another individual in the past. The previous craft store was closed for four months. Based on the previous craft store's sales, the amount of bond required is $750. The taxpayer must submit a $750 bond.

(D) A taxpayer has been operating a hot dog stand for the past 18 months. The sales tax license is revoked for failure to report and remit sales tax. The department already seized the bond originally submitted when registering as a new taxpayer. The department determines the average monthly liability over the past 12 months was $150. In order to have the license reinstated, the taxpayer must submit a new bond in the amount of $450 (3 × $150). The taxpayer cannot submit the minimum $25 bond even though the calculated bond is less than $500.]

(A) A taxpayer has been operating a restaurant and bar for the past 18 months. The sales tax license is revoked for failure to report and remit sales tax. The department calculates $15,432.67 as the average sales tax delinquency, requiring a bond of $30,865 for reinstatement.

January	**$ 12,152**
February	**$ 13,565**
March	**$ 13,999**
April	**$ 15,544**
May	**$ 17,699**
June	**$ 17,594**
July	**$ 18,412**
August	**$ 17,552**
September	**$ 16,451**
October	**$ 15,497**
November	**$ 14,862**
December	**$ 11,865**
Average Sales Delinquency	**$15,432.67**

*AUTHORITY: sections 144.270 and 144.705, RSMo [1994] **2016**. Original rule filed June 8, 2000, effective Dec. 30, 2000. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register.** No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 104 – Sales/Use Tax – Registration

PROPOSED AMENDMENT

12 CSR 10-104.040 Direct-Pay Agreements. The department is amending the purpose statement and section (2).

PURPOSE: This amendment updates the rule to provide more clarification for dual operators.

PURPOSE: This rule explains how to qualify for and enter into a direct-pay agreement with the department pursuant to section 144.190[.4], RSMo. A direct-pay agreement requires a taxpayer to accrue and pay tax on all its purchases directly to the department instead of the seller.

(2) Basic Application.

(B) In determining whether the purchaser has more than seven hundred fifty thousand dollars ($750,000) in annual purchases, only purchases of tangible personal property and taxable services that are not for resale are included. **However, in the case of a dual operator, the items purchased for resale can be included in the seven hundred fifty thousand dollars ($750,000) as it is unknown at the time of purchase which items are for resale and which items tax will be accrued on.**

(C) Upon approval of a direct-pay agreement, the department will issue a certificate that the purchaser must present to its sellers. Acceptance of this certificate relieves the seller *[from]* **of** responsibility for collecting and remitting the tax.

AUTHORITY: section 144.190[.4], RSMo Supp. [2004] ***2025****. Original rule filed Dec. 1, 2004, effective July 30, 2005. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 110 – Sales/Use Tax – Exemptions

PROPOSED AMENDMENT

12 CSR 10-110.013 Drugs and Medical Equipment. The department is amending sections (2)–(4).

PURPOSE: This proposed amendment is necessary to clarify definitions, examples, and the basic application of the original rule and to reflect changes made to section 144.030.2(18), RSMo, which have broadened the exemption.

(2) Definition of Terms.

(B) Over-the-counter drug – a drug product *[which]* **containing a drug facts label as required in 21 CFR 201.66 or its successor that** may be purchased without a physician's prescription.

(D) Prosthetic device – a device that replaces all or part of the function of a permanently inoperative or malfunctioning internal body organ and is medically required**, or an artificial leg, arm, or eye**.

(3) Basic Application of Tax.

(A) Sales of prescription drugs, insulin, medical grade oxygen, drug samples and materials used to manufacture samples, which may be dispensed by a licensed practitioner**,** are exempt from tax. *[Sales of over-the-counter drugs when sold to an individual with a disability or to the individual's agent are exempt from tax. When selling over-the-counter drugs to an individual with disability, the retailer should obtain a purchaser's signed statement of disability. The retailer should retain these statements for three (3) years. The statement should include the purchaser's name, type of purchase and amount of purchase, and be signed by the purchaser or the purchaser's agent. The retailer should request a form of identification, such as driver's license, credit card, etc. to verify the identity of the purchaser. Sales of prosthetic devices as defined on January 1, 1980, by the Federal Medicare Program under Title XVIII of the Social Security Act of 1965 are exempt from tax.]*

(B) Sales of **prosthetic and** orthopedic devices as defined by the ***[F]*****f**ederal Medicare ***[P]*****p**rogram under Title XVIII of the Social Security Act of 1965 are exempt from tax.

(C) Also exempt from sales tax are items specified in section 1862(A)(12) of the Social Security Act of 1965. Exempt items included in this class are those used in connection with the treatment, removal**,** or replacement of teeth or structures directly supporting teeth. Dental equipment or supplies are not exempt. The exempt items include***[:]*****–**

1. Dentures**;**
2. Inlays**;**
3. Bridge work**;**
4. Fillings**;**
5. Crowns**;**
6. Braces, **aligners, dental straighteners;** or
7. Artificial dentistry and dental reconstructions, which are made, manufactured**,** or fabricated from molds or impressions made by dentists of the mouths of their particular patients and sold to dentists for insertion in the patient's mouth as the direct support of, substitution for, or part of the patient's teeth.

(E) Sales of over-the-counter drugs when sold to an individual with a disability or to the individual's agent are exempt from tax. When selling over-the-counter drugs to an individual with disability, the retailer should obtain a purchaser's signed statement of disability. The retailer should retain these statements for three (3) years. The statement should include the purchaser's name, type of purchase, and amount of purchase, and be signed by the purchaser or the purchaser's agent. The retailer should request a form of identification, such as drivers license, credit card, etc., to verify the identity of the purchaser.

(F) Sales of over-the-counter drugs prescribed by a health care practitioner licensed to prescribe are exempt from tax. The customer must provide the prescription at the time of purchase. The seller must retain an electronic or paper record documenting that an untaxed sale of an over-the-counter drug was prescribed by a health care practitioner licensed to prescribe.

(4) Examples.

(E) Sales of other specific health-related equipment and accessories are exempt from sales tax.

1. These specific items are –
   - A. Ambulatory aides**, including parts;**
   - B. Braille writers**;**
   - C. Electronic Braille equipment**;**
   - D. Hospital beds and accessories**;**
   - E. Home respiratory equipment and accessories**, including parts;**
   - F. Stairway lifts**; and**
   - G. Wheelchairs, manual and powered**, including parts.**
2. If purchased by or on behalf of a person with one (1) or more physical or mental disabilities to enable them to function more independently, the following items are also exempt:
   - A. Electronic alternative and augmentative communication devices**;**
   - B. Electronic print enlargers and magnifiers**;**
   - C. Items used solely to modify motor vehicles to permit the use of such motor vehicles by individuals with disabilities**;**
   - D. Reading machines**; and**
   - E. Scooters**, including parts.**

AUTHORITY: section 144.270, RSMo [1994] ***2016****. Original rule filed Sept. 29, 1999, effective April 30, 2000. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to the proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 110 – Sales/Use Tax – Exemptions

PROPOSED AMENDMENT

12 CSR 10-110.300 Common Carriers *and 54,000 Pound Carriers*. The department is amending the title, the purpose statement, and sections (1)–(4).

PURPOSE: This amendment updates the rule to align with current statutes.

*PURPOSE: Section**[s]** 144.030**[.2(3), (10), (11), (20) and (30)]**, RSMo, exempt**s** from taxation certain materials, parts**,** and equipment used by common carriers. This rule explains what qualifies for the exemptions.*

(1) In general, materials, replacement parts, and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers of persons or property are not subject to tax. Pumping machinery and equipment used to propel products delivered by pipelines engaged as common carriers are not subject to tax. Railroad rolling stock used in transporting persons or property in interstate commerce is not subject to tax. Motor vehicles licensed for a gross weight of twenty-four thousand (24,000) pounds or trailers used by common carriers in the transportation of persons or property are not subject to tax. **Also exempt are materials, replacement parts, and the equipment purchased for use directly upon, and for the repair and maintenance or manufacture of motor vehicles that are registered in excess of fifty-four thousand (54,000) pounds and the trailers pulled by the motor vehicle that are used in the normal course of business.**

(2) Definition of Terms.

(G) 54,000 pound carrier – motor vehicles registered in excess of fifty-four thousand (54,000) pounds used in the normal course of business.

(3) Basic Application of Exemption.

(E) Materials. Materials used by common carriers **and 54,000 pound carriers** directly upon and for the maintenance or repair of motor vehicles, watercraft, railroad rolling stock or aircraft, which qualify for the exemption from tax include**[,]** but are not limited to**[,]** grease, motor oil, gear oil and lube, water additives, antifreeze, fuel additives, cleaners**,** and paint for body work.

(F) Replacement Parts. Replacement parts used by common carriers **and 54,000 pound carriers** directly upon and for the maintenance or repair of motor vehicles, watercraft, railroad rolling stock or aircraft, which qualify for the exemption from tax include**[,]** but are not limited to**[,]** decals, permit pouches, tarpaulins and tiedowns, wind deflectors, winter fronts, and radio repair parts purchased for use on the vehicle.

(H) Tools. Tools and equipment purchased for use directly upon, and for the repair and maintenance or manufacture of, motor vehicles, watercraft, railroad rolling stock or aircraft engaged as common carriers **and 54,000 pound carriers** of persons or property are not subject to tax.

(4) Examples.

(H) The owner of a Missouri furniture store is registered as a common carrier, but does not hold itself out to the general public as a common carrier. **The truck is registered less than 54,000 pounds as well.** It uses its truck only to deliver furniture sold to customers residing in and outside Missouri. The owner installs new brakes on the truck. Even though the owner is registered as a common carrier, the brakes are taxable because the furniture store is operating as a private carrier **and the motor vehicle is not registered in excess of 54,000 pounds**.

(K) A construction company purchases motor vehicle(s) that are in excess of 54,000 pounds to be used in their construction functions. The company does not haul for the general public. The company's motor vehicles in excess of 54,000 pounds are exempt from tax as they are used in the normal course of business.

*AUTHORITY: section 144.270, RSMo **[2000] 2016,** and section 144.030, RSMo Supp. **[2007] 2025**. Original rule filed Jan. 24, 2001, effective Aug. 30, 2001. Emergency amendment filed Aug. 14, 2007, effective Aug. 28, 2007, expired Feb. 23, 2008. Amended: Filed Aug. 14, 2007, effective Feb. 29, 2008. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 110 – Sales/Use Tax – Exemptions

PROPOSED RESCISSION

12 CSR 10-110.846 Taxability of Sales Made at Fund-Raising Events Conducted by Clubs and Organizations Not Otherwise Exempt From Sales Taxation. This rule clarified the taxability of admission charges to certain fund-raising events conducted by clubs and organizations not otherwise exempt from the collection and payment of sales tax.

PURPOSE: This rule is being rescinded as it no longer aligns with

current statutes or recent court decisions.

AUTHORITY: section 144.270, RSMo 1994. This rule originally filed as 12 CSR 10-3.846. Original rule filed Dec. 15, 1987, effective April 28, 1988. Moved to 12 CSR 10-110.846, effective Aug. 31, 2023. Rescinded: Filed Aug. 28, 2025.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 110 – Sales/Use Tax-Exemptions

PROPOSED AMENDMENT

12 CSR 10-110.955 Sales and Purchases – Exempt Organizations. The department is amending the purpose statement and sections (1) and (4).

PURPOSE: This amendment clarifies how to determine when a purchase is tax-exempt.

PURPOSE: Sections 144.030[.1, 144.030.2(6), 144.030.2(17), 144.030.2(19), 144.030.2(20), 144.030.2(21), 144.030.2(22), 144.030.2(27), 144.030.2(36)] and 144.062, RSMo, exempt certain types of organizations from tax on certain transactions. This rule clarifies which transactions are exempt for each type of organization.

(1) In general, some organizations are exempt from tax on all or certain sales and purchases, while other organizations are only exempt on all or certain purchases. **Note that this exemption should never be used for employees' or members' personal purchases. Rather, it is to be used only for purchases made in the organization's exempt functions.** *[An]* **Further, an** exemption from federal income tax does not necessarily exempt an organization from state sales or use tax.

(4) Examples.

(G) Several of an exempt organization's employees go to a restaurant to eat lunch. If the employees are paying the restaurant using cash or a personal credit card, then the employees should not present the organization's tax-exempt letter. In this instance, the employees, rather than the organization, are the legal purchaser. Therefore, the purchase of the meal is subject to sales tax.

(H) Same facts as in subsection (G) above, except that the meal is billed to and paid for directly by the exempt organization. The charges for this meal are exempt from sales tax, because the exempt organization is the legal purchaser. In this instance, it would be correct for the organization to present a copy of its exempt letter to the restaurant.

(I) A state university books a block of rooms for the university's teaching staff. The teaching staff will be required to pay for their own rooms. Because the staff members are the legal purchasers of the rooms, the university should not present the hotel with the university's tax-exempt letter. The hotel should charge the guests sales tax on their bill.

(J) Same facts as subsection (I) above, except that the hotel rooms are billed to and paid for by the university. Because the university is the legal purchaser, the university should present the hotel with its tax-exempt letter. The hotel should not charge the university sales tax on the hotel bill.

*AUTHORITY: section 144.270, RSMo **[2000] 2016**. Original rule filed July 31, 2001, effective Feb. 28, 2002. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 W. High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 112 – Sales/Use Tax – Contractors

PROPOSED AMENDMENT

12 CSR 10-112.300 Sales to the United States Government and Government Contractors. The department is amending the purpose statement and sections (2)–(4).

PURPOSE: This amendment updates the rule to align with current statutes.

*PURPOSE: This rule explains the tax consequences of transactions involving the United States government and government contractors including the exemptions and exclusions provided by sections 144.030[.1 and 144.030.2(6)] **and 144.054,** RSMo.*

(2) Definition of Terms.

(A) Government contractor – a business or individual which enters into an agreement with the United States government to provide products or services to the government in exchange for payment. This includes businesses or individuals that contract with the United States government to operate facilities owned by the United States government. As used in this regulation, this term is not limited to businesses that perform improvements to real property (i.e., construction **or defense** contractors).

(3) Basic Application of the Tax.

(B) The resale exclusion applies to property purchased by government contractors and resold to the United States government. The purchase of property for resale is not subject to tax; and the resale of property by a government contractor to the United States government is also not subject to tax.

1. Some United States government contracts incorporate standard contract clauses from the *[F]***f**ederal *[A]***a**cquisition *[R]***r**egulations or similar contract clauses that state that title to property purchased by the government contractor pursuant to the contract shall vest in the United States government. The transfer of title under these title vesting clauses can result in a resale of the property by the government contractor to the United States government.

2. In some cases the cost of the property purchased by a government contractor is allocated among a number of different contracts. Under these circumstances, the resale exclusion would apply only to that portion of the cost that is allocated to contracts that include the title vesting clauses. Under the title vesting clauses, the United States government does not receive title to property that is leased by a government contractor for use in a government contract, since the government contractor does not receive title to the leased property. The resale exclusion *[does not apply]* **also applies** to property leased for use in the performance of a government contract.

(D) Tangible personal property, utilities, services, or any other taxable sale made for use in fulfillment of any obligation under a defense contract with the United States government are not subject to tax.

(4) Examples.

(D) The same corporation leases forklifts for use in its plant. Some of the forklifts are used from time-to-time in connection with the **United States** Air Force contract. Based on allocation formulas that the **United States** Air Force reviews and approves, one-twentieth (1/20) of the charges for leasing the forklifts is charged to the **United States** Air Force contract. The resale exclusion *[does not apply]* **also applies** to *[this transaction. The lease payments are taxable unless some other exemption to tax applies to the lease (e.g., the lease payments may be exempt because the lessor has paid tax on its purchase of the forklifts pursuant to section 144.020.1(8), RSMo)]* **one-twentieth (1/20) of these payments**.

AUTHORITY: sections 144.270 and 144.705, RSMo 2016. Original rule filed Nov. 10, 1999, effective May 30, 2000. Amended: Filed July 17, 2023, effective Feb. 29, 2024. Amended: Filed Aug. 18, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 15 – Hospital Program

PROPOSED AMENDMENT

13 CSR 70-15.230 Upper Payment Limit (UPL) Payment Methodology. The division is amending section (2) and adding section (3).

PURPOSE: This proposed amendment adds language to make a payment once the final upper payment limit gap is calculated at the end of the state fiscal year.

(2) Beginning with SFY 2023, state government-owned hospitals will be paid *[a]* **an interim payment** semi-monthly *[payment]* up to the **estimated** inpatient (IP) UPL gap.

(A) Prior to each SFY, the division shall calculate the estimated Medicaid payments for the coming SFY for each hospital. The total estimated Medicaid payments for each hospital shall be subtracted from the hospital's IP UPL calculated in accordance *[to]* **with** the methodology set forth below, then summed to calculate the IP UPL gap. The IP UPL gap is reduced by the estimated inpatient fee-for-service Graduate Medical Education (GME) payments for the coming SFY for each hospital to calculate the total amount of funding available. **The previous** SFY**'s** *[2023]* payments are compared to current SFY's estimated claims-based payments and when the estimated current year payments *[is]* **are** less than *[SFY 2023]* **prior year** payments, that hospital is eligible for a UPL payment. The available IP UPL gap is distributed to each eligible hospital based on the percent to total of the available room in the *[SFY 2023]* **prior year** and current year comparison. The available gap under the IP UPL for each eligible hospital will be aggregated to create the supplemental payment amount. The total calculated supplemental payment amount will be paid to eligible hospitals.

1. The IP UPL will be determined based on the hospital's Medicaid inpatient costs using Medicare cost reporting principles. All Medicare cost report worksheet, column, or line references are based upon the Medicare Cost Report (MCR) CMS 2552-10 and should be adjusted for any CMS-approved successor MCR. The amount that Medicare would pay shall be calculated as follows:

A. Using Medicare cost report data within the previous two (2) years of the IP UPL demonstration dates in accordance with IP UPL guidelines set by CMS, Total Medicare Costs shall be derived from the reported Inpatient Hospital Cost on the following cost report variable locations:

(I) Worksheet D-1, Hospital/IPF/IRF Components, Column 1, Line 49;

(II) Plus Organ Acquisitions Cost from all applicable Worksheets D-4, Column 1, Line 69; and

(III) Plus GME Aggregated Approved Amount from Worksheet E-4, Column 1, Line 49;

B. Total Medicare Patient Days shall be derived from Worksheet S-3, Part I, Column 6, Lines 14, 16, and 17 of the same cost report as the Total Medicare Costs;

C. A calculated Medicare Cost *Per Diem* shall be calculated by dividing the Total Medicare Costs by the hospital's Total Medicare Patient Days;

D. The calculated Medicare Cost *Per Diem* shall be multiplied by the total Medicaid Patient Days from a twelve-(12-) month data set from the prior two (2) years of the IP UPL demonstration dates in accordance with the IP UPL guidelines set by CMS to derive the hospital's IP UPL.

(I) The data source for the Medicaid Patient Days and Total Medicaid Payments shall be from the state's Medicaid Management Information System (MMIS) claims data;

E. The calculated IP UPL shall be inflated from the midpoint of the hospital's cost report period to the midpoint of the IP UPL demonstration period using the CMS Prospective Payment System (PPS) hospital market basket index; and

F. If payments in this section would result in payments to any category of hospitals in excess of the IP UPL calculation required by 42 CFR 447.272, payments for each eligible hospital receiving payments under this section will be reduced proportionately to ensure compliance with the IP UPL.

(3) Beginning with SFY 2026, state government-owned hospitals will be paid a final payment up to the final IP UPL gap.

AUTHORITY: sections 208.201 and 660.017, RSMo 2016, and sections 208.152 and 208.153, RSMo Supp. 2024. Emergency rule filed May 20, 2011, effective July 1, 2011, expired Dec. 28, 2011. Original rule filed May 20, 2011, effective Jan. 30, 2012. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 18, 2025.*

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions approximately $3.4 million for SFY 2026.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527, Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. A public hearing is not scheduled.*

FISCAL NOTE
PUBLIC COST

I. **Department Title:** 13 Social Services
Division Title: 70 MO HealthNet Division
Chapter Title: 15 Hospital Program

Rule Number and Title:	13 CSR 70-15.230 Upper Payment Limit (UPL) Payment Methodology
Type of Rulemaking:	Proposed Amendment

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Other Government (Public) & State Hospitals enrolled in MO HealthNet - 7	**Net Estimated Cost for SFY 2026: $0**
Department of Social Services, MO HealthNet Division	**Net Estimated Cost for SFY 2026: $3.4 million**

III. WORKSHEET

IV. ASSUMPTIONS

This proposed amendment will cost state agencies or political subdivisions approximately $3.4 million in the aggregate for SFY 2026. This amount is based on the final SFY 2025 inpatient upper payment limit calculation.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 30 – Division of Regulation and Licensure
Chapter 82 – General Licensure Requirements

PROPOSED AMENDMENT

19 CSR 30-82.060 Hiring Restrictions – Good Cause Waiver. The department is amending the purpose statement and sections (1), (2), (7), (8), (11), (12), (14), (17), and (18).

PURPOSE: This amendment updates the purpose statement, authority, and removes references to 660.017 and 660.050, 660.315, and 660.317, RSMo, which have been moved to other statutes. The changes replace references to and requirements of those moved statutes with those of the current statutory authorities.

PURPOSE: This rule [is being promulgated to establish] ***establishes*** *the procedure by which persons with criminal convictions may seek a waiver allowing them to be employed by health care and mental health providers despite the hiring restrictions found in section [660.317]* ***192.2495****, RSMo. The waivers are to be for "good cause" as defined by that statute. This rule sets forth both the procedure for seeking waivers and the facts and circumstances to be considered by the Department of [Social Services]* ***Health and Senior Services*** *in determining "good cause."*

(1) Definitions.

(A) Applicant means a person who has been or would be rejected for employment by a provider due to the hiring restrictions found in section *[660.317]* **192.2495,** RSMo.

(E) Good Cause Waiver means a finding that is reasonable to believe that the restrictions imposed by section *[660.317]* **192.2495**, RSMo, on the employment of an applicant may be waived after an examination of the applicant's prior work history and other relevant factors is conducted and demonstrates that such applicant does not present a risk to the health or safety of residents, patients**,** or clients if employed by a provider.

(2) Any person who is not eligible for employment by a provider due to the hiring restrictions found in section *[660.317]* **192.2495**, RSMo, may apply to the director for a good cause waiver. If the director*[,]* or the director's designee*[,]* determines that the applicant has demonstrated good cause, such restrictions prohibiting such persons from being hired by a provider shall be waived**,** and such persons may be so employed unless rejected for employment on other grounds. Hiring restrictions based on the Department of Health and Senior Services' employee disqualification list *[established pursuant to section 660.315, RSMo,]* are not subject to a waiver.

(7) The department may request **that** the applicant, prior to the completion of the review, *[to]* appear in person to answer questions about his or her application. If the applicant is requested to appear in person, the department, in its sole discretion, shall determine the location for the appearance and may conduct any such proceedings using electronic means, including but not limited to telephonic or video conferencing. The department shall review and may investigate the information contained in each application for completeness, accuracy**,** and truthfulness. The burden of proof shall be *[upon]* **on** the applicant to demonstrate that he or she no longer poses a risk to the health, safety**,** or welfare of residents, patients**,** or clients. The following factors shall be considered in determining whether a good cause waiver should be granted:

(G) Whether the applicant had been employed in good standing by a provider but subsequently became ineligible for employment due to the hiring restrictions in section *[660.317]* **192.2495**, RSMo;

(J) Whether the applicant has ever been listed on the Employee Disqualification List maintained by the department *[as provided in section 660.315, RSMo]*;

(8) If, at the time of an application for a waiver*[,]* or during the waiver consideration process, the applicant has been charged or indicted for, but not convicted of, any of the crimes covered under the provisions of section *[660.317]* **192.2495**, RSMo, the division will hold the request for waiver in abeyance while such charges are pending or until a court of competent jurisdiction enters a judgment or order disposing of the matter.

(11) Any good cause waiver granted to applicant applies only to those disqualifying criminal convictions on incidents that resulted in the applicant being listed on the background checklists in the Family Care Safety Registry, as covered under the provisions of section *[660.317]* **192.2495**, RSMo, and shall not apply to any other hiring restriction or exclusion imposed by any other federal or state laws or regulations.

(12) The director*[,]* or the director's designee*[,]* may withdraw a good cause waiver if *[it]* **he or she** receives information or finds that –

(D) The applicant has omitted, misrepresented**,** or failed to disclose or provide any of the information required by section *[660.317]* **192.2495**, RSMo, or the provisions of this rule; or

(14) No applicant may be employed in a direct care or direct service position with a provider during the pendency of a request for waiver unless the applicant has been continuously employed by that provider prior to August 28, 2003. If an applicant is employed on or after August 28, 2003, he or she may be employed following submission of a completed waiver application on a conditional basis to provide in-home services or home health services to any in-home services client or home health patient during the pendency of that waiver application if*[:]* **–**

(A) The disqualifying crime is not one that would preclude employment pursuant to subsection 6 of section *[660.317]* **192.2495**, RSMo*[,]***;** and

(B) The applicant is not listed on the Department of Health and Senior Services' employee disqualification list *[established pursuant to section 660.315, RSMo]*.

(17) Each provider shall be responsible for –

(A) Requesting criminal background checks on all prospective employees, regardless of waiver status, in accordance with the provisions of sections *[660.317]* **192.2495** and 43.540, RSMo; and

(18) Each in-home services provider or home health provider shall also be responsible for –

(A) Requesting Family Care Safety Registry background screenings on all prospective employees, regardless of waiver status, in accordance with the provisions of section *[660.317.7]* **192.2495**, RSMo; and

AUTHORITY: sections [660.017, RSMo 2000; 660.050 and 660.317, RSMo Supp. 2003] ***192.006, 192.2000, RSMo 2016, and section 192.2495, RSMo Supp. 2025****. This rule was originally filed as 13 CSR 15-10.060. Emergency rule filed March 1, 1999, effective March 30, 1999, expired Jan. 10, 2000. Original rule filed March 1, 1999, effective Sept. 30, 1999. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Health and Senior Services, Family Care Safety Registry, 912 Wildwood, Jefferson City, MO 65109 or via email at Beth.Thompson@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.300 Definitions for the Certificate of Need Process. The committee is amending sections (5) and (6), adding new sections (11), (14), and (20), and renumbering as needed.

PURPOSE: This amendment clarifies construction of a new hospital, removes LTC bed expansion from the expedited application process and creates its own review, defines replacement major medical equipment requirements, and updates statutory references.

(5) Construction of a new hospital means the establishment of a newly licensed facility at a specific location under the Hospital Licensing Law, section 197.020.2, RSMo, as the result of building, renovation, modernization, and/or conversion of any structure *[not licensed as a hospital]*.

(6) Expedited application means a shorter than full application and review period as defined in 19 CSR 60-50.420 and 19 CSR 60-50.430 for any long-term care *[expansion or]* replacement as defined in section 197.318*[.4.-6.]*, RSMo, long-term care renovation and modernization, or the replacement of any major medical equipment as defined in section *[(12)]* **(13)** of this rule.

(11) LTC bed expansion review means a facility licensed pursuant to Chapter 198, RSMo, may increase its licensed bed capacity by submitting a Letter of Intent documenting the expansion, certification from the Department of Health and Senior Services and health facilities review committee that the requesting facility has had no patient care class I deficiencies within the last eighteen (18) months, and has maintained a ninety-percent (90%) average occupancy rate for the previous six (6) quarters as shown by CON's most recent Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds only report published on the CON website.

*[(11)]***(12)** Health maintenance organizations means entities as defined in section 354.400(10), RSMo, except for activities directly related to the provision of insurance only.

*[(12)]***(13)** Major medical equipment means any piece of equipment and collection of functionally related devices acquired to operate the equipment and additional related costs such as software, shielding, and installation, acquired over a twelve- (12-) month period with an aggregate cost of one (1) million dollars or more, when the equipment is intended to provide the following diagnostic or treatment services and related variations, including*[,]* but not limited to*[:]* –

(A) Cardiac catheterization;
(B) Computed tomography;
(C) Gamma knife;
(D) Lithotripsy;
(E) Magnetic resonance imaging;
(F) Linear accelerator;
(G) Positron emission tomography/computed tomography; or
(H) Evolving technology.

(14) Major medical equipment to be replaced means a piece of existing and operational, if applicable, equipment that currently holds prior CON approval. If the existing equipment to be replaced has not operated in over six (6) months, a CON application must be made if the project cost is one (1) million dollars or more. Equipment to be replaced that does not currently hold a valid CON must submit a CON application for new equipment if costing one (1) million dollars or more.

*[(13)]***(15)** Non-applicability review means a Letter of Intent process to document that a CON is not needed for a proposal when the capital expenditure is less than the expenditure minimum in section 197.305(6), RSMo; the proposal is to increase the number of beds by ten (10) or ten percent (10%) of total bed capacity, whichever is less, over a two- (2-) year period since any long-term care beds were last licensed, the facility has had no resident care class I deficiencies within the last eighteen (18) months and has maintained at least an eighty-five percent (85%) average occupancy rate for the previous six (6) quarters as shown by CON's most recent Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds report published on the CON website, and the capital expenditure is less than the expenditure minimum in section 197.305(6), RSMo; an exemption or exception is found in accordance with section 197.312, RSMo; or the proposal meets the definition of a non-substantive project.

*[(14)]***(16)** Nonsubstantive project includes but is not limited to at least one (1) of the following situations:

(A) An expenditure which is required solely to meet federal or state requirements or involves predevelopment costs or the development of a health maintenance organization;

(B) The construction or modification of nonpatient care services, including parking facilities, sprinkler systems, heating or air-conditioning equipment, fire doors, food service

equipment, building maintenance, administrative equipment, telephone systems, energy conservation measures, land acquisition, medical office buildings, and other projects or functions of a similar nature; or

(C) Expenditures for construction, equipment, or both, due to an act of God or a normal consequence of maintenance, but not replacement, of health care facilities, beds, or equipment.

[(15) "Request to relicense," a health care facility licensed under Chapter 197 or Chapter 198 that ceases offering health services may seek verification to relicense the facility within twelve (12) months from the date of closure under the same general licensure conditions at the time the facility ceased offering health services. Beds must be relicensed in the same category of care at the time of closure and cannot exceed the licensed bed capacity at the time of closure.]

*[(16)]***(17)** Offer, when used in connection with health services, means that the applicant asserts having the capability and the means to provide and operate the specified health services.

*[(17)]***(18)** Predevelopment costs mean expenditures as defined in section 197.305(12), RSMo, including consulting, legal, architectural, engineering, financial, and other activities directly related to the proposed project, but excluding the application fee for submission of the application for the proposed project.

(19) "Request to relicense," a health care facility licensed under Chapter 197 or Chapter 198 that ceases offering health services may seek verification to relicense the facility within twelve (12) months from the date of closure under the same general licensure conditions at the time the facility ceased offering health services. Beds must be relicensed in the same category of care at the time of closure and cannot exceed the licensed bed capacity at the time of closure.

*[(18)]***(20)** For new hospitals or major medical equipment projects, service area means a geographic region made up of an area such as a county or contiguous areas such as a set of contiguous counties or zip codes, appropriate to the proposed service, documented by the applicant and approved by the committee. For long-term care projects, the fifteen- (15-) mile radius calculation must be used.

AUTHORITY: section 197.320, RSMo 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.400 Letter of Intent Process. The committee is amending sections (1), (3), and (6), removing sections (4)–(5) and forms 580-2351 and 580-2352, and renumbering as needed.

PURPOSE: This amendment makes all LOI's valid for six (6) months, removes LTC bed expansion information and places it in another CON regulation, and cleans up verbiage related to long-term care bed projects.

(1) Applicants shall submit by mail, fax, or email a Letter of Intent (LOI) to begin the Certificate of Need (CON) review process so that it is received at the CON office at least thirty (30) days prior to the submission of the CON application and will remain valid *[in accordance with the following time frames:*

(A) For full reviews, expedited equipment replacements, expedited long-term care (LTC) renovation or modernization reviews, and expedited LTC facility replacement reviews, an LOI is valid for six (6) months; and

(B) For expedited LTC bed expansion reviews in accordance with section 197.318.4, RSMo, an LOI is valid for twenty-four (24) months] **for six (6) months**.

(3) A **long-term care (**LTC**)** bed *[expansion or]* replacement sought pursuant to section*[s]* 197.318*[.4 through 197.318.6]*, RSMo, requires a CON application if the capital expenditure for such bed *[expansion or]* replacement exceeds six hundred thousand dollars ($600,000) but allows for shortened information requirements and review time frames.

[(4) When an LOI for an LTC bed expansion is filed, the Certificate of Need Program (CONP) staff shall immediately review that facility's average licensed bed occupancy for the most recent six (6) consecutive calendar quarters, and request certification that the facility had no resident care Class I deficiencies within the last eighteen (18) months from the Division of Regulation and Licensure (DRL), Department of Health and Senior Services, through an LTC Facility Expansion Certification (Form MO 580-2351), included herein, to verify compliance with occupancy and deficiency requirements pursuant to section 197.318.4(1), RSMo. Occupancy data shall be taken from the CON's most recent Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds report published on the CON website.

(5) For an LTC bed expansion, the sellers and purchasers shall be defined as the owner(s) and operator(s) of the respective facilities, which includes building, land, and license. On the Purchase Agreement (Form MO 580-2352), included herein, both the owner(s) and operator(s) of the purchasing and selling facilities shall sign.]

*[(6)]***(4)** The **Certificate of Need Program (**CONP**)** staff, as an agent of the Missouri Health Facilities Review Committee (committee), will review LOIs according to the following provisions:

(A) Major medical equipment is reviewed as an expenditure

on the basis of cost, regardless of owners or operators, or location (mobile or stationary);

(B) The CONP staff shall test the LOI for applicability in accordance with statutory provisions for expenditure minimums, exemptions, and exceptions;

(C) If the test verifies that a statutory exception or exemption is met on a proposed project, or the proposed cost is below all applicable expenditure minimums, the committee chair may issue a Non-Applicability CON letter indicating the application review process is complete; otherwise, the CONP staff shall add the proposal to a list of Non-Applicability proposals to be considered at the next regularly scheduled committee meeting;

(D) If an exception or exemption is not verified, and if the proposal is above any applicable expenditure minimum, then a CON application will be required for the proposed project;

(E) A Non-Applicability CON letter will be valid subject to the following conditions:

1. Any change in the project scope, including change in type of service, cost, operator, ownership, or site, could void the effectiveness of the letter and require a new review; and

2. Final project costs with third-party verification must be provided on a Periodic Progress Report (Form MO 580-1871), included herein; and

(F) A CON application must be made if –

1. The project involves the development of a new hospital costing one (1) million dollars or more, except for a facility licensed under Chapter 197, RSMo, meeting the requirements described in 42 CFR, section 412.23(e);

2. The project involves the acquisition or replacement of major medical equipment in any setting not licensed under Chapter 198, RSMo, costing one (1) million dollars or more;

3. The project involves the acquisition or replacement of major medical equipment for a health care facility licensed under Chapter 198, RSMo, costing four hundred thousand dollars ($400,000) or more;

4. The project involves the acquisition of any equipment or beds in a long-term care hospital meeting the requirements found in 42 CFR section 412.23(e) at any cost;

5. The project involves a capital expenditure for renovation or modernization, but not additional beds, by or on behalf of an existing health care facility licensed under Chapter 198, RSMo, costing six hundred thousand dollars ($600,000) or more;

6. The project involves additional LTC (licensed or certified residential care facility, assisted living facility, intermediate care facility, or skilled nursing facility) beds licensed under Chapter 198, RSMo, *[costing six hundred thousand dollars ($600,000) or more; or*

7. The project involves the expansion of an existing health care facility as described in subdivisions (1) and (2) of section 197.366, RSMo,] that either –

A. Costs six hundred thousand dollars ($600,000) or more; or

B. Exceeds ten (10) beds or ten percent (10%) of that facility's existing licensed **bed** capacity, whichever is less.

7. The project involves the development of a new LTC facility (licensed or certified residential care facility, assisted living facility, intermediate care facility, or skilled nursing facility) licensed under Chapter 198, RSMo, costing six hundred thousand dollars ($600,000) or more.

*[(7)]***(5)** Nonsubstantive projects are waived from review by the authority of section 197.330.1(8), RSMo, and any applicant seeking such a determination shall submit information through the LOI process. A project meeting the definition of a nonsubstantive project shall be posted for review on the CON website at least twenty (20) days in advance of the committee meeting when the project is scheduled to be confirmed by the committee.

AUTHORITY: section 197.320, RSMo 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.410 Letter of Intent Package. The committee is amending sections (1) and (2), adding new sections (3), (4), (5), and (6), removing section (4), updating form MO 580-1860, and renumbering as needed.

PURPOSE: This amendment removes long-term care (LTC) bed need and special exception requirements from the LOI, places LTC bed expansion process and requirements under this regulation, requires evidence architectural plans have been submitted to DHSS Engineering Consultation Unit for non-applicability projects, and updates statutory references.

(1) The Letter of Intent (LOI) (Form MO 580-1860), included herein, shall be completed as follows:

(C) Type of Review: the applicant shall indicate if the review is for a full review, expedited review, *[or a]* non-applicability review**, or a long-term care (LTC) bed expansion review pursuant to section 197.318, RSMo**;

(D) Project Description: information which provides details of the number and type of beds to be added, *[deleted]* **removed**, or replaced, square footage of new construction and/or renovation, services affected, and equipment to be acquired. *[If an application for new or additional long-term care beds, confirm that the bed need standard has been met or that special exceptions exist.]* If a replacement project, information which provides details of the facilities or equipment to be replaced, including name, location, distance from the current site, and its final disposition. If replacing equipment previously approved, provide the CON project number of existing equipment;

(E) Estimated Project Cost: total proposed expenditures

necessary to achieve the application's objectives – not required for *[long-term care (]*LTC*[)]* bed expansions pursuant to section 197.318*[.4(1)]*, RSMo;

(F) Authorized Contact Person Identification: the full name, title, address (including association), telephone number, email, fax number, signature, and date of signature; **and**

(G) Applicability: page 2 of the LOI must be filled out by applicants requesting a non-applicability review **or LTC bed expansion pursuant to section 197.318, RSMo,** to provide the reason and rationale for the non-applicability **or LTC bed expansion** review request**.** *[; and*

(H) Special Exceptions: if the LOI indicates that special exceptions apply, applicant shall attach a separate sheet with a complete explanation of all reasons for such special exceptions.]

(2) If a non-applicability review is sought, the applicant shall submit the following additional information:

(C) Schematic drawings and evidence of site control, with appropriate documentation; *[and]*

(D) Evidence of submission of architectural plans to the Division of Regulation and Licensure Engineering Consultation Unit, Department of Health and Senior Services, for long-term care projects and other facilities; and

*[(D)]***(E)** In addition to the above information, for exceptions or exemptions, documentation of other provisions in compliance with the Certificate of Need (CON) statute, as described in sections *[(3)]* **(7)** through *[(6)]* **(8)** below of this rule.

(3) If a LTC bed expansion review is sought pursuant to section 197.318, RSMo, the applicant shall submit the following additional information:

(A) Purchase Agreement (Form MO 580-2352), included herein; and

(B) Schematic drawings and evidence of site control, with appropriate documentation.

(4) When an LOI for a LTC bed expansion review pursuant to section 197.318, RSMo, is filed, the Certificate of Need Program (CONP) staff shall immediately review that facility's average licensed bed occupancy for the most recent six (6) consecutive calendar quarters, and request certification that the requesting facility had no patient care Class I deficiencies within the last eighteen (18) months from the Division of Regulation and Licensure (DRL), Department of Health and Senior Services, through a LTC Facility Expansion Certification (Form MO 580-2351, included herein), to verify compliance with occupancy and deficiency requirements pursuant to section 197.318.4(1), RSMo. Occupancy data shall be taken from the CON's most recent Six-Quarter Occupancy of Intermediate Care and Skilled Nursing Facility (or Residential Care and Assisted Living Facility) Licensed Beds only report published on the CON website.

(5) For a LTC bed expansion review pursuant to section 197.318, RSMo, the sellers and purchasers shall be defined as the owner(s) and operator(s) of the respective facilities, which includes building, land, and license. On the Purchase Agreement (Form MO 580-2352), included herein, both the owner(s) and operator(s) of the purchasing and selling facilities shall sign.

(6) Upon staff verification that the statutory requirements described in sections (3) through (5) above in this rule are satisfied, staff will notify the applicant and request the applicant to submit either –

(A) If an agreement is reached by the selling and purchasing entities, a copy of the selling facility's reissued license verifying surrender of beds sold; or

(B) If no agreement is reached by the selling and purchasing entities and effort(s) to purchase have been unsuccessful, Purchase Agreement Form(s) (MO 580-2352), included herein, and additional documentation verifying unsuccessful effort(s) to purchase.

*[(3)]***(7)** If an exemption is sought for a residential care or assisted living facility (RCF/ALF) pursuant to section 197.312, RSMo, the applicant shall submit documentation that this facility had previously been owned or operated for or on behalf of St. Louis City.

[(4) If the LOI relates to new or additional long-term care beds, applicant shall submit documentation of the need for such beds and the average occupancy of all licensed beds in the appropriate category within the fifteen- (15-) mile radius of the project site.]

*[(5)]***(8)** The LOI must have an original signature for the contact person, which can be an electronic signature.

Certificate of Need Program

LETTER OF INTENT

1. Project Information *(Attach additional pages as necessary to identify multiple project sites.)*

Title of Proposed Project (Name of existing or proposed facility)	County

Project Address *(Street/City/State/Zip Code or Latitude and Longitude with City/State/Zip Code if no assigned address)*

2. Applicant Identification *(Attach additional pages as necessary to list all owners and operators.)*

List All Owner(s): *(List corporate entity.)*	Address (Street/City/State/Zip Code)	Telephone Number

List All Operator(s): *(List entity to be licensed or certified.)*	Address (Street/City/State/Zip Code)	Telephone Number

3. Type of Review

Full Review:
- New Hospital
- New/Add LTC Beds*
- New/Add LTCH Beds/Eqpt.
- New/ Additional Equipment

Expedited Review:
- 6-mile RCF/ALF Replacement
- 15-mile LTC Replacement
- 30-mile LTC Replacement
- LTC Renov./Modernization
- Equipment Replacement previously approved

Non-Applicability Review:
(See 7. Applicability next page)

LTC Bed Expansion Review
(See 8. LTC Bed Expansion next page)

4. Project Description *(Information should be brief but sufficient to understand scope of project.)*

Include the number and type of long-term care beds to be added (RCF/ALF/ICF/SNF/LTCH), replaced, removed, or purchased, square footage of new construction and/or renovation, services affected, and major medical equipment to be acquired or replaced. If replacing equipment previously approved, provide the CON project number of the existing equipment. If replacing or purchasing long-term care beds, include the facility name the beds are being replaced or purchased from. If requesting a non-applicability or LTC bed expansion CON letter, also complete the next page of this form.

☐ ☐

Key: LTC = Long-Term Care; LTCH = Long-Term Care Hospital; RCF/ALF = Residential Care Facility/Assisted Living Facility
SNF/ICF = Skilled Nursing Facility/Intermediate Care Facility

5. Estimated Project Cost: $_____

6. Authorized Contact Person Identification ***(List only one person who would be the main contact person for the project)***

Name of Contact Person		Title

Contact Person Address *(Company/Street/City/State/Zip Code)*

Telephone Number	Fax Number	E-mail Address

Signature of Contact Person	Date of Signature

MO 580-1860 (02/26)

Certificate of Need Program

LETTER OF INTENT

7. Applicability *(Check the box below to indicate the rationale for the exemption or waiver being sought.)*

A Proposed Expenditure form (MO 580-2375) is required even if the project cost is "$0".

☐ If proposed expenditures are **less than the minimums** in §197.305(6), attach supporting documentation to illustrate how each of those amounts were determined, such as schematic drawings, equipment quotes, and contractor estimates.

☐ §197.305(9)(e) for additional long term care beds in the same category (certified as RCF/ALF, ICF or SNF) in a RCF/ALF, nursing home, or acute care hospital costing less than $600,000, and are 10 beds or 10% of that facility's existing capacity, whichever is less. The facility must have had no patient care class I deficiencies within the last 18 months and has maintained at least an 85% average occupancy rate for the previous 6 quarters.

If the proposal meets one of the **exemptions** or **exceptions** below, then check the appropriate box, and attach detailed documentation substantiating compliance with the statutory provisions as set out in Rule 19 CSR 60-50.410:

☐ §197.312 for an RCF/ALF previously owned and operated by the city of St. Louis; or

☐ If the proposal meets the definition of **"nonsubstantive projects"** in §197.305(10) and 19 CSR 60-50.300(13) for a **waiver** from review, complete both pages of this form as the first step in the process, and provide the rationale as to why the proposal should be deemed to be "nonsubstantive" in the space below.

☐ If the proposal meets the definition of **"purchase"** or **"replacement"** in §197.318(4) and 19 CSR 60-50.450(4) for an **exception** from review, complete both pages of this form, and provide the rationale in the space below, including attached schematics and other documentation as to why the proposal should be deemed to be "nonapplicable".

8. LTC Bed Expansion *(Provide the items outlined below.)*

If a LTC bed expansion review is sought pursuant to section §197.318, RSMo, the applicant shall submit the following additional information:

(A) Purchase Agreement (Form MO 580-2352);

(B) Schematic drawings and evidence of site control, with appropriate documentation.

(C) A Proposed Expenditure form (MO 580-2375) is required even if the project cost is "$0".

Upon CON staff verification that the statutory requirements are met described in section 197.318, RSMo, CON staff will notify the applicant and request the applicant to submit either:

(A) If an agreement is reached by the selling and purchasing entities, provide a copy of the selling facility's reissued license verifying surrender of beds sold; or

(B) If no agreement is reached by the selling and purchasing entities and effort(s) to purchase have been unsuccessful, provide Purchase Agreement Form(s) (MO 580-2352), and additional documentation verifying unsuccessful effort(s) to purchase.

Certificate of Need Program

PURCHASE AGREEMENT

Part 1: Purchasing Facility Information

Name of Facility: _____

Address (no PO Box): _____

City, State, Zip, County: _____

Number/Type of Licensed Beds: _____ ☐ RCF/ALF ☐ ICF/SNF (Check RCF/ALF for residential care and assisted living facility or ICF/SNF for intermediate care and skilled nursing facility.)

Owner(s): _____

Operator(s): _____

Part II: Selling Facility Information

Name of Facility: _____

Address (no PO Box): _____

City, State, Zip, County: _____

Number/Type Licensed Beds: _____ ☐ RCF/ALF ☐ ICF/SNF (Check RCF/ALF for residential care and assisted living facility or ICF/SNF for intermediate care and skilled nursing facility.)

Owner(s): _____

Operator(s): _____

Part III: Value of Consideration

Monetary Value of Purchase: $_____ No./Type Beds:_____

Terms of Purchase: _____

(Add more pages as necessary to describe the sale.)

Part IV: Certification of Information

☐ Yes ☐ No The above Purchaser and Seller have agreed to these purchase terms.

Purchaser Signature: _____

Title/Date: _____ _____

Seller(s) Signature(s):

Owner(s):_____

Operator(s):_____

Title/Date: _____ _____

MO 580-2352 (05/12)

LTC Facility Expansion
CERTIFICATION by the Division of Regulation and Licensure (DRL)

Part I: Facility Information

Name of Facility: _____

Address (no PO Box): _____

City, State, Zip, County: _____

Number and Type of Beds: _____ ☐ RCF/ALF ☐ ICF/SNF *(check RCF/ALF for residential care and assisted living facility or ICF/SNF for intermediate care and skilled nursing facility)*

Owner(s): _____

Operator(s): _____

Project Number: _____

Part II: Quarterly RCF/ALF/ICF/SNF Bed Occupancy Rate

Occupancy statistics for this facility for the most recent six consecutive calendar quarters prior to the LOI date shown above:
(circle appropriate quarter, insert the Calendar Year (CY), and complete information below)

Qtr 1 2 3 4 CY____: ____% **Qtr 1 2 3 4 CY____:** ____% **Qtr 1 2 3 4 CY____:** ____%

Qtr 1 2 3 4 CY____: ____% **Qtr 1 2 3 4 CY____:** ____% **Qtr 1 2 3 4 CY____:** ____%

Six-quarter average:_____ %

☐ Yes ☐ No For expansion through the **purchase** of beds, based on the DRL Quarterly Survey Data, the 90% bed occupancy requirement has been met.

☐ Yes ☐ No For expansion through the **addition** of beds, based on the DRL's Quarterly Survey Data, the 92% bed occupancy requirement has been met for under 40 LTC beds, or 93% for 40 bed or more LTC beds (see above).

Part III: Deficiencies

☐ Yes ☐ No For expansion through the **purchase** or **addition** of beds, based on the DRL's annual facility survey, the above-named facility has not had any final Class I patient care deficiencies during the past 18 months.

Part IV: Certification of Information

Statement: The above information is an accurate representation of the findings by the DRL in accordance with appropriate CON rules.

Signature: _____

Title/Date: _____ _____

MO 580-2351 (07/09)

AUTHORITY: section 197.320, RSMo 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the ***Code of State Regulation****s. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.420 Review Process. The committee is amending sections (1), (2), (3), (5), (7), removing sections (4) and (8), adding new section (8), and renumbering as needed.

PURPOSE: This amendment removes outdated processes and other regulatory references, updates date filing time frames and applicant response time, and adds detail related to rejection of a CON application and acceptance of a decrease in beds within a CON application.

(1) The Certificate of Need (CON) filing deadlines are as follows:

(B) For expedited applications, the tenth day of each month **or date set by program staff**, or the next business day thereafter if that day is a holiday or weekend;

(C) For non-applicability **or long-term care (LTC) bed expansion** reviews, the Letter of Intent (LOI) filing may occur at any time.

(2) A CON application filing that does not substantially conform with the LOI, including **but not limited to** any change in owner(s), operator(s), **project site, increase in requested beds,** or scope of services, shall not be considered a CON application and shall be subject to the following provisions:

(3) All filings must be received at the principal office of the committee during regular business hours. The CONP staff, as an agent of the committee, shall provide notification of applications received through publication of the Application Review Schedule (schedule) as follows:

(A) For full and expedited applications, the schedule shall include the filing date of the application, a brief description of the proposed service, the time and place for filing comments and requests for a public hearing, and the tentative date of the meeting at which the application is scheduled for review. Publication of the schedule shall occur within two (2) business days after the filing deadline. The publication of the schedule *[is conducted through the following actions:]* **shall be posted on the CON website; and**

[1. The schedule shall be submitted to the secretary of state's office for publication in the next regularly scheduled Missouri Register;

2. The schedule shall be posted on the CON website; and

3. The schedule shall be emailed to all affected persons who have registered with the CONP staff as having an interest in such CON applications; and

(4) The CONP staff shall review CON applications relative to the Criteria and Standards in the order filed. If a full application has met all Criteria and Standards, and is not contested within thirty (30) days after filing, then its review may be conducted according to the expedited application process.]

*[(5)]***(4)** If an application is incomplete, the CONP staff shall notify the applicant in writing or by email within *[fifteen (15)]* **twenty (20)** calendar days of filing a full **or expedited** application *[or within five (5) working days of filing an expedited application]*.

*[(6)]***(5)** Verbal information or testimony shall not be considered part of the application.

*[(7)]***(6)** Subject to statutory time constraints, the CONP staff shall post its written analysis on the CON website and immediately notify the committee of the posting by *[mail or]* email as follows:

(A) For full CON applications, the CONP staff shall post the analysis and immediately notify the committee at least twenty (20) days in advance of the first committee meeting following the seventieth day after the CON application is filed. The written analysis of the CONP staff shall be sent to the applicant no less than fifteen (15) days before the meeting;

(B) For expedited applications which meet all statutory and rules requirements and which have no opposition, the CONP staff shall send its written analysis to the committee and the applicant within two (2) working days following the expiration of the thirty- (30-) day public notice waiting period or the date upon which any required additional information is received, whichever is later; and

(C) Expedited applications which do not meet all statutory and rules requirements or those which have opposition will be considered at the earliest scheduled committee meeting where the written analysis by the CONP staff can be sent to the committee and the applicant at least seven (7) days in advance.

[(8) See rule 19 CSR 60-50.600 for a description of the CON decision process which shall apply to all face-to-face, videographic, telephonic, computerized, and other meeting venues.]

*[(9)]***(7)** An applicant may withdraw an application without prejudice by written notice by mail or email at any time prior to the committee's decision. Later submission of the same application or an amended application shall be handled as a new application with a new fee.

(8) An applicant may decrease the number of beds requested in the CON application and provide an applicable explanation but must do so at least ten (10) calendar days before the scheduled CON meeting.

*[(10)]***(9)** In addition to using the Community Need Criteria and Standards as guidelines, the committee may also consider other factors to include, but not be limited to, the needs of residents based upon religious considerations, residents with HIV/AIDS, or mental health diagnoses, and special exceptions to the Community Need Criteria and Standards.

AUTHORITY: section 197.320, RSMo 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.430 Application Package. The committee is amending sections (2)–(4) and updating forms MO 580-2501, MO 580-2504, and MO 580-2506.

PURPOSE: This amendment removes LTC Bed Expansion from the MO 580-2504 application checklist, removes expedited replacement equipment projects without a valid CON, adds clarification requirements for hospital, long-term care, and equipment projects, and requires third-party documentation of costs.

(2) A written application package consisting of an electronic file in PDF format or a paper original shall be prepared and organized as follows:

(B) The application package shall be based on one (1) of the following CON Applicant's Completeness Checklists and Table of Contents appropriate to the proposed project type, as follows:

1. New Hospital Application (Form MO 580-2501), included herein. Use this for a new or replacement hospital project;

2. New or Additional Long-Term Care (LTC) Bed Application (Form MO 580-2502), included herein. Use this form for a Residential Care Facility project, Assisted Living Facility project, Intermediate Care Facility project, or Skilled Nursing Facility project or Long-Term Care Hospital project;

3. New or Additional Long-Term Care Hospital (LTCH) Bed Application (also use Form MO 580-2502), included herein;

4. New or Additional Equipment Application (Form MO 580-2503), included herein;

5. Expedited LTC Bed Replacement*[/ Expansion]* Application (Form MO 580-2504), included herein;

6. Expedited LTC Renovation/Modernization Application (Form MO 580-2505), included herein; or

7. Equipment Replacement Application (Form MO 580-2506), included herein.

(C) The application shall be divided into these sections:

1. Divider I. Application Summary;

2. Divider II. Proposal Description;

3. Divider III. Service-Specific Criteria and Standards; and

4. Divider IV. Financial Feasibility (only required for full applications *[or expedited replacement equipment applications which do not currently hold a valid CON]*).

(3) An Application Summary shall be composed of the completed forms in the following order:

(A) Applicant Identification and Certification (Form MO 580-1861), included herein. Additional specific information about board membership may be requested, if needed.

1. Provide documentation from the Missouri Secretary of State that the proposed owner(s) and proposed operator(s) are registered to do business in Missouri.

2. For **new or additional** long-term care **bed and new hospital** projects –

A. State if the license of the proposed operator or any affiliate of the proposed operator has been revoked within the previous five (5) years;

B. If the license of the proposed operator or any affiliate of the proposed operator has been revoked within the previous five (5) years, provide the name and address of the facility whose license was revoked;

C. State if the Medicare and/or Medicaid certification of any facility owned or operated by the proposed operator or any affiliate of the proposed operator has been revoked within the previous five (5) years; and

D. If the Medicare and/or Medicaid certification of any facility owned or operated by the proposed operator or any affiliate of the proposed operator has been revoked within the previous five (5) years, provide the name and address of the facility whose Medicare and/or Medicaid certification was revoked;

(D) An attachment which details how each line item was determined, including all methods and assumptions used. *[Documentation of costs may be requested.]* **If a third-party vendor or contractor was used to determine costs, provide documentation of costs.**

(4) The Proposal Description shall include documents which –

(C) Proposals for **new, additional, and replacement** major medical equipment must define the **community to be served and** geographic service area;

Certificate of Need Program

NEW HOSPITAL APPLICATION

Applicant's Completeness Checklist and Table of Contents

Project Name:_____ Project No:_____

Project Description:_____

Done	Page	N/A	Description
Divider I.			**Application Summary:**
__	_____	__	1. Applicant Identification and Certification (Form MO 580-1861)
__	_____	__	2. Representative Registration (From MO 580-1869)
__	_____	__	3. Proposed Project budget (Form MO 580-1863) and detail sheet with documentation of costs.
__	_____	__	4. Provide documentation from MO Secretary of State that the proposed owner(s) and operator(s) are registered to do business in MO.
__	_____	__	5. State if the license of the proposed operator or any affiliate of the proposed operator has been revoked within the previous five (5) years.
__	_____	__	6. If the license of the proposed operator or any affiliate of the proposed operator has been revoked within the previous 5 years, provide the name and address of the facility whose license was revoked.
__	_____	__	7. State if the Medicare and/or Medicaid certification of any facility owned or operated by the proposed operator or any affiliate of the proposed operator has been revoked within the previous 5 years.
__	_____	__	8. If the Medicare and/or Medicaid certification of any facility owned or operated by the proposed operator or any affiliate of the proposed operator has been revoked within the previous 5 years, provide the name and address of the facility whose Medicare and/or Medicaid certification was revoked.
Divider II.			**Proposal Description:**
__	_____	__	1. Provide a complete detailed project description.
__	_____	__	2. Provide the proposed number of licensed beds by medical specialty.
__	_____	__	3. Provide a timeline of events for the project, from CON issuance through project competition.
__	_____	__	4. Provide a legible city or county map showing the exact location of the proposed facility.
__	_____	__	5. Provide a site plan for the proposed project.
__	_____	__	6. Provide preliminary schematic drawings for the proposed project.
__	_____	__	7. Provide evidence that architectural plans have been submitted to the Department of Health and Senior Services.
__	_____	__	8. Provide the proposed square footage.
__	_____	__	9. Document ownership of the project site or provide an option to purchase.
__	_____	__	10. Define the community to be served (service area: projected population, area, rationale).
__	_____	__	11. Provide utilization projections through the first three (3) **FULL** years of operation of the new beds
__	_____	__	12. Identify specific community problems or unmet needs the proposal would address.
__	_____	__	13. Provide the methods and assumptions used to project utilization.
__	_____	__	14. Document that consumer needs and preferences have been included in planning this project and describe how consumers had an opportunity to provide input.
__	_____	__	15. Provide copies of any petitions, letters of support or opposition received.
__	_____	__	16. Document that providers of similar health services in the proposed service area have been notified of the application by a public notice in the local newspaper.
__	_____	__	17. Document that providers of all affected facilities in the proposed 15-mile radius were addressed letters regarding the application.
Divider III.			**Service Specific Criteria and Standards:**
__	_____	__	1. Document the methodology utilized to determine the need for the proposed hospital.
__	_____	__	2. Provide the most recent three (3) **FULL** years of evidence that the average occupancy of the same type(s) of beds at each other hospital in the proposed service area exceeds eighty percent (80%).
__	_____	__	3. Discuss the impact the proposed hospital would have on utilization of other hospitals in the geographic service area.
__	_____	__	4. Document the unmet need in the geographic service area for each type of bed being proposed according to the population-based need formula
Divider IV.			**Financial Feasibility Review Criteria and Standards:**
__	_____	__	1. Document that the proposed costs per square foot are reasonable when compared to the latest "RS Means Construction Cost data"
__	_____	__	2. Document that sufficient financing is available by providing a letter from a financial institution or an auditor's statement indicating that sufficient funds are available.
__	_____	__	3. Provide Service-Specific Revenues and Expenses (Form MO 580-1865) for the latest three (3) years, and projected through three (3) **FULL** years beyond project completion.
__	_____	__	4. Document how patient charges are derived.
__	_____	__	5. Document responsiveness to the needs of the medically indigent.

MO 580-2501 (02/26)

Certificate of Need Program

EXPEDITED LTC BED REPLACEMENT APPLICATION

Applicant's Completeness Checklist and Table of Contents

Project Name:_____ Project No:_____

Project Description:_____

Done	Page	N/A	Description

Divider I. Application Summary:

☐ ____ ☐ 1. Applicant Identification and Certification (Form MO 580-1861).

☐ ____ ☐ 2. Representative Registration (Form MO 580-1869).

☐ ____ ☐ 3. Proposed Project Budget (Form MO 580-1863) and detail sheet with documentation of costs.

Divider II. Proposal Description:

☐ ____ ☐ 1. Provide a complete detailed project description.

☐ ____ ☐ 2. Provide a timeline of events for the project, from the issuance of the CON through project completion.

☐ ____ ☐ 3. Provide preliminary schematic drawings for the proposed project.

☐ ____ ☐ 4. Prove the existing and proposed gross square footage.

☐ ____ ☐ 5. Document ownership of the project site.

Divider III. Community Need Criteria and Standards:

1. If the proposal is to relocate RCF/ALF beds within 6-mile radius in accordance with §197.318.4(4) provide the following:

☐ ____ ☐ – Documentation that all facilities involved are under the same licensure ownership or control;

☐ ____ ☐ – Documentation that all facilities involved are within the 6-mile limit; and

☐ ____ ☐ – Documentation that all owners and operators of the facility from which the beds are being transferred are aware of the proposal and consent to it.

2. If the proposal is to replace one-half of a qualifying licensed facility's beds within a 30-mile radius in accordance with §197.318.5 provide the following:

☐ ____ ☐ – Documentation that the facility has only been operating 50% of its licensed capacity with every resident residing in a private room and all vacant beds have been reported to the Division of Regulation and Licensure as unavailable for occupancy for at least the most recent four consecutive calendar quarters;

☐ ____ ☐ – Documentation that the replacement beds shall be built to private room specifications and only used for single occupancy; and

☐ ____ ☐ – Documentation that the existing and proposed facilities have the same owner or owners, and that the owner or owners stipulate that the beds to be replaced shall not be used later for long term care; if the existing facility is being operated under a lease, both the lessee and owner shall stipulate the same.

3. If the proposal is to replace a facility in its entirety at a single site within a 15-mile radius in accordance with §197.318.6 provide the following:

☐ ____ ☐ – Documentation that all facilities involved are within the 15-mile limit; and

☐ ____ ☐ – Documentation that the existing facility and the proposed facility have the same owner or owners with a written stipulation that the facility to be replaced will not be used later for a long term care.

Certificate of Need Program

EQUIPMENT REPLACEMENT APPLICATION

Applicant's Completeness Checklist and Table of Contents

Project Name:_____ Project No:_____

Project Description:_____

Done	Page	N/A	Description
			Divider I. Application Summary:
__	_____	__	1. Applicant Identification and Certification (Form MO 580-1861)
__	_____	__	2. Representative Registration (From MO 580-1869)
__	_____	__	3. Proposed Project Budget (Form MO 580-1863) and detail sheet with documentation of costs.
			Divider II. Proposal Description:
_____		__	1. Provide a complete detailed project description, CON project number of the existing equipment, and include the type/brand of both the existing equipment and the replacement equipment.
_____		__	2. Provide a listing with itemized costs of the medical equipment to be acquired and bid quotes.
_____		__	3. Provide a timeline of events for the project, from CON issuance through project completion.
			Divider III. Service Specific Criteria and Standards:
_____		__	1. Describe the financial rationale for the proposed replacement equipment.
_____		__	2. Document if the existing equipment has exceeded its useful life.
_____		__	3. Describe the effect the replacement unit would have on quality of care.
_____		__	4. Document if the existing equipment is in constant need of repair.
_____		__	5. Document if the lease on the current unit has expired.
_____		__	6. Describe the technological advances provided by the new unit.
_____		__	7. Describe how patient satisfaction would be improved.
_____		__	8. Describe how patient outcomes would be improved.
_____		__	9. Describe what impact the new unit would have on utilization.
_____		__	10. Describe any new capabilities that the new unit would provide.
_____		__	11. By what percent will this replacement increase patient charges.

MO 580-2506 (02/26)

AUTHORITY: section 197.320, RSMo 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.450 Criteria and Standards for Long-Term Care. The committee is amending paragraph (2)(C)3., removing section (3), removing form MO 580-2352, and renumbering as needed.

PURPOSE: This amendment clarifies that a replacement facility in its entirety cannot be used by any person or entity for long-term care services, and removes section (3) and places it in another CON regulation.

(2) Replacement Chapter 198 beds may qualify for an exception to the LTC bed minimum occupancy requirements (MOR) plus shortened information requirements and review time frames if an applicant proposes to –

(C) Replace a facility in its entirety within a fifteen- (15-) mile radius pursuant to section 197.318.6, RSMo, under the following conditions:

1. The existing facility's beds shall be replaced at only one (1) site;

2. The existing facility and the proposed facility shall have the same owner(s), regardless of corporate structure; and

3. The owner(s) shall stipulate in writing that the existing facility's beds to be replaced will not be used later to provide long-term care services **by any person or entity**; or if the facility is operated under a lease, both the lessee and the owner of the existing facility shall stipulate the same in writing.

[(3) An LTC bed expansion involving a Chapter 198 facility may qualify for shortened information requirements and review time frames. The applicant shall submit the following information:

(A) If an effort to purchase has been successful pursuant to section 197.318.4(1), RSMo, a Purchase Agreement (Form MO 580-2352), included herein, between the selling and purchasing facilities, and a copy of the selling facility's reissued license verifying the surrender of the beds sold; or

(B) If an effort to purchase has been unsuccessful pursuant to section 197.318.4(1), RSMo, a Purchase Agreement (Form MO 580-2352), included herein, between the selling and purchasing facilities which documents the "effort(s) to purchase" LTC beds.]

*[(4)]***(3)** An exception to the CON application filing fee will be recognized for any proposed facility which is designed and operated exclusively for persons with acquired human immunodeficiency syndrome (AIDS).

*[(5)]***(4)** For LTC renovation or modernization projects which do not include increasing the number of beds, the applicant shall document the following, if applicable:

(A) The proposed project is needed to comply with current facility code local, state, or federal government requirements for licensure, certification, or accreditation;

(B) Operational efficiencies will be attained through reconfiguration of space and functions;

(C) The methodologies used for determining need and the reallocation of space and functions; and

(D) The benefits to the facility because of its age or condition.

AUTHORITY: section 197.320, RSMo 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.470 Criteria and Standards for Financial Feasibility. The committee is amending section (2).

PURPOSE: This amendment ensures the amount of financing is listed on documentation from a financial institution for a proposal.

(2) **Proposals must** *[D]***d**ocument that sufficient financing will be available to assure completion of the project by providing a letter from a financial institution saying it is willing to finance the project **including the amount necessary for financing**,

or an auditor's statement that unrestricted funds are available for the project.

AUTHORITY: section 197.320, RSMo 2016. Emergency rule filed Aug. 29, 1997, effective Sept. 8, 1997, expired March 6, 1998. Original rule filed Aug. 29, 1997, effective March 30, 1998. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.500 Additional Information. The committee is amending sections (2) and (3).

PURPOSE: This amendment extends the time frame for CON staff to notify an applicant of an incomplete application and requires letters in support, opposition, and neutral be submitted to the CON office five (5) business days before a scheduled CON meeting.

(2) If an application is determined to be incomplete, the applicant shall be notified within *[fifteen (15)]* **twenty (20)** calendar days after filing a full **or expedited** application *[or within five (5) working days after filing of an expedited application]*. The applicant's written response shall be received within ten (10) calendar days after receipt of notification.

(3) Support, neutral, and opposing information submitted by affected persons shall be received at the committee's principal office *[three (3)]* **at least five (5) full** business days before the scheduled meeting of the committee.

AUTHORITY: section 197.320, RSMo 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.700 Post-Decision Activity. The committee is amending sections (3) and (6) and subsection (4)(A).

PURPOSE: This amendment adds detail for the LTC bed expansion process and details acceptable capital expenditure requirements for each type of CON project.

(3) A Non-Applicability **or long-term care (LTC) bed expansion** CON letter is valid for six (6) months from the date of issuance. Failure to incur a capital expenditure or purchase the proposed equipment within that time frame shall result in the Non-Applicability CON letter becoming null and void. The applicant may request one (1) six**-** (6-)*[-]* month extension unless otherwise constrained by statutory changes. Failure to file the required Periodic Progress Report shall result in the Non-Applicability **or LTC bed expansion** CON letter becoming null and void.

(4) A CON shall be subject to forfeiture for failure to –

(A) Incur a project-specific capital expenditure within twelve (12) months after the date the CON was issued *[through]***. For hospital and long-term care proposals involving construction, project-specific capital expenditure shall be met through documentation of construction plans approved by the department, documentation of secured financing for the project, a legally binding construction contract has been signed specifically indicating the beginning and completion dates for the project, construction materials and equipment are visibly on site, and** initiation of project aboveground construction by any of the following: installation of structural support; installation of structural steel; installation of framing; establishing foundations and a wall *[or lease/purchase of the proposed equipment since a]***. For major medical equipment, applicants must provide a copy of the signed lease/purchase of the proposed equipment which includes the date of purchase, delivery, installation, and operational date or proof of physical equipment delivery. For renovation projects, applicants must initiate the detailed renovations outlined in the approved project description. For bed projects with a project cost of zero dollars ($0), the applicant must document appropriate department licensure of the approved bed(s). A** capital expenditure, according to generally accepted accounting principles, must be applied to a capital asset; or

(6) If the committee forfeits a CON, or a Non-Applicability **or LTC bed expansion** CON letter becomes null and void, CONP staff shall notify all affected state agencies of this action.

AUTHORITY: section 197.320, RSMo 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

PROPOSED AMENDMENT

19 CSR 60-50.800 Meeting Procedures. The committee is amending section (2).

PURPOSE: This amendment expedites the applicant response time to staff findings, committee questions, or adverse information submitted within support, opposition, or neutral letters before a scheduled CON meeting.

(2) All new information not previously in the application***[.]*** shall be received by the CONP staff at least thirty (30) calendar days before the scheduled meeting with one (1) exception. An applicant shall have no less than ***[ten (10)]*** **three (3) business** days to respond to the findings of the staff and adverse information received from other parties. An applicant shall respond in writing to an inquiry from a committee member. The response shall be provided to the committee for consideration and a copy shall be sent to the CON office.

AUTHORITY: section 197.320, RSMo 2016. Original rule filed June 2, 1994, effective Nov. 30, 1994. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Aug. 19, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Health Facilities Review Committee, 920 Wildwood Drive, Jefferson City, MO 65109 or via email at CONP@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.010 General Licensing Rules. The board is amending section (2) and removing section (7).

PURPOSE: *This amendment removes references to paper application forms/processing to reflect the board's current electronic application process and to remove pharmacist temporary authorization letters.*

(2) An application shall not be considered filed if it has to be returned to the applicant for an incorrect or missing fee***[, an incomplete or missing college affidavit,]*** or an incomplete or missing signature or **attestation/**notarization. ***[In this instance, the application will be returned to the applicant and will not be deemed filed until it has been returned with all corrections made.]*** A pharmacist license application shall be deemed invalid if the applicant fails to submit or make available via NABP all information required to complete the application within ninety (90) days after the application is received by the board, with the exception of NAPLEX or MPJE examination scores.

[(7) Except as otherwise determined by the board, a pharmacist applicant shall be eligible for a temporary authorization letter to practice pharmacy pending final board approval of the applicant's pharmacist license if the applicant has submitted a complete pharmacist application to the board and has successfully passed all required examinations (NAPLEX and/or MPJE).

(A) Applicants not eligible for a temporary authorization letter may apply for a technician registration pursuant to the rules of the board. Applicants working as a technician shall be under the direct supervision of a licensed pharmacist at all times when any functions related to section 338.010, RSMo, are performed and shall comply with all Missouri requirements for pharmacy technicians.

(B) Applicants required to apply for a technician registration will not be required to provide fingerprints if all fingerprinting requirements have previously been fulfilled and the fingerprints were submitted less than six (6) months before the board's receipt of the application for technician registration.]

AUTHORITY: sections 338.020, 338.030, 338.040, 338.043, 338.070, and 338.280, RSMo 2016, and section 338.140, RSMo Supp. ***[2022] 2025****. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed May 31, 2022, effective Nov. 30, 2022. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via

*email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.025 Intern Pharmacist Licensure. The board is amending sections (2), (4), and (6).

PURPOSE: *This amendment clarifies intern pharmacist application requirements for new graduates, enhances readability, and references the current name of the National Association of Boards of Pharmacy's Foreign Pharmacy Graduate Examination Committee.*

(2) Requirements for Licensure. Every person who desires to gain pharmacy practice experience in Missouri shall first apply for an intern pharmacist license. Application for licensure shall be made on forms provided by the board and shall be accompanied by the application fee. To be eligible for licensure, the applicant shall submit proof of fingerprinting as required by 20 CSR 2220-7.090 and must be –

(A) Currently enrolled in *[or graduated from]* a school or college of pharmacy that **is located in a U.S. state or territory and** is accredited by the Accreditation Council for Pharmacy Education (ACPE); *[or]*

(C) A graduate of a foreign school/college of pharmacy as defined by 20 CSR 2220-7.040 **with a completed pharmacist application on file with the board** who has obtained *[Foreign Graduate Equivalency Certification]* **Foreign Pharmacy Graduate Examination Committee (FPGEC) certification** from the National Association of Boards of Pharmacy and is actively seeking to earn pharmacy practice experience to qualify for Missouri licensure*[.]***;**

(D) Graduates of an ACPE-accredited pharmacy school/college with a completed and active pharmacist application on file with the board, provided the applicant holds a current and active pharmacist license from another U.S. state or territory; or

(E) A graduate of an ACPE pharmacy school/college who is enrolled in a residency training program to be completed in Missouri that is accredited by the American Society of Health-System Pharmacists, or with a valid application for accreditation pending with the American Society of Health-System Pharmacists, or that is a residency program operated by or in conjunction with an ACPE-accredited school or college of pharmacy.

(4) Calculation of Hours. An intern pharmacist shall only be given credit for hours earned in activities related to the practice of pharmacy as determined by the board or connected with pharmaceutical or patient-centered care through the interpretation and evaluation of prescription orders; the compounding, dispensing, and labeling of drugs and devices pursuant to prescription orders; the proper and safe storage of drugs and devices and the maintenance of proper records of them; or consultation with patients and other health care practitioners about the safe and effective use of drugs and devices.

(B) Certification of Hours. An intern pharmacist shall file a Preceptor's Affidavit of Internship Hours at the completion of his/her pharmacy practice experience on a form provided by the board. The report shall identify the pharmacy practice experience hours earned at each approved training site and shall be signed by the supervising preceptor. No credit shall be granted for hours not reported to the board. In lieu of the preceptor affidavit, an approved school/college of pharmacy shall certify to the board the pharmacy practice experience earned by each student as part of the required curriculum. *[Certification shall be submitted by the approved school/college of pharmacy upon the student's graduation or within thirty (30) days after the student is no longer enrolled in the pharmacy school/college.]*

(6) Intern pharmacists shall file an application to renew their intern pharmacist license between October 1 and December 31 of each even-numbered year. Applications shall be made on a form provided by the board and accompanied by the renewal fee. An intern pharmacist license shall not be renewed more than two (2) years after the intern pharmacist's graduation from an ACPE-accredited school/college of pharmacy. For graduates of a foreign school/college of pharmacy who have obtained *[Foreign Pharmacy Graduate Equivalency Certification]* **FPGEC certification** from the National Association of Boards of Pharmacy, an intern pharmacist license shall not be renewed more than once. The board may approve additional renewals in the event of extraordinary circumstances due to no fault of the intern. An intern pharmacist license shall automatically terminate once the intern is issued a Missouri pharmacist license.

*AUTHORITY: sections 338.060 and 338.070, RSMo 2016, and sections 338.035 and 338.140, RSMo Supp. **[2020] 2025**. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed Dec. 27, 2019, effective July 30, 2020. Amended: Filed Dec. 28, 2020, effective June 30, 2021. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.027 Approved Missouri Schools/Colleges of Pharmacy. The board is amending sections (1), (3), and (4).

PURPOSE: *This amendment clarifies requirements for intern*

pharmacist site/preceptor lists submitted by an approved Missouri school/college of pharmacy and updates rule references.

(1) Upon request, the board may approve a Missouri school/college of pharmacy for purposes of providing pharmacy practice experience to enrolled students. To be eligible for approval, the school/college of pharmacy must be located in Missouri and ***[shall]*** **must** –

(C) Submit a list of all preceptors and sites that were used by the school/college curriculum for pharmacy practice experience within the previous year. The list must be submitted to the board annually for review**, unless otherwise requested by the board**; and

(3) A***[n]*** **licensed** intern pharmacist shall be authorized to earn pharmacy practice experience required by an approved school's/college's curriculum or training requirement at any site approved by the school/college for pharmacy practice experience, provided the site/preceptor complies with ACPE standards and meets the requirements of 20 CSR 2220-7.025(3) **and (4)**. The board expressly reserves the right to disapprove a site/preceptor that does not comply with Chapter 338, RSMo, the rules of the board, or ACPE standards if deemed necessary to ensure proper intern training.

(4) Certification of Hours. An approved school/college shall certify the pharmacy practice experience earned by a student to the board upon the student's graduation or within thirty (30) days after the student is no longer enrolled in the pharmacy program. The board will not verify or certify hours earned by a student as part of the curriculum of a ***[recognized]*** **approved** school/college if the board does not receive certification from the school/college documenting the hours earned. An intern pharmacist shall not be granted credit for hours earned while practicing/working as a pharmacy technician.

AUTHORITY: sections 338.020 and 338.030, RSMo 2016, and section 338.140, RSMo Supp. ***[2019] 2025****. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed Dec. 27, 2019, effective July 30, 2020. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.030 Pharmacist Licensure by Examination. The board is amending sections (1) and (2) and adding section (5).

PURPOSE: *This amendment identifies when incomplete pharmacist applications will be deemed invalid.*

(1) Examination Applications.

(A) Graduates of an **Accreditation Council for Pharmacy Education (ACPE)** accredited college/school of pharmacy may apply to the board for licensure as a Missouri pharmacist by examination. Applications shall be submitted on forms provided by the board with the examination application fee. The application must be notarized and include***[:]*** –

1. Satisfactory evidence that the applicant has graduated from an **ACPE-**accredited school/college of pharmacy that meets the requirements of this rule;

2. Proof that the applicant has completed a state and federal criminal history background check, as required by 20 CSR 2220-7.090; and

3. Proof of one thousand five hundred (1,500) hours of pharmacy practice experience in activities related to the practice of pharmacy as approved by the board or connected with –

A. Patient-centered pharmaceutical care or pharmacist clinical services;

B. Evaluating or interpreting prescriptions or medication orders;

C. Compounding, dispensing, and labeling of drugs and devices;

D. The proper and safe storage of drugs and devices and appropriate recordkeeping for them;

E. Medication administration;

F. Medication therapy review/management; and

G. Consulting with patients and other health care practitioners about the safe and effective use of drugs and devices.

(B) Pharmacy practice experience earned in another state must be certified directly to the board from an **ACPE-**accredited school/college of pharmacy or the state or governmental pharmacist licensing entity where the hours were earned. Alternatively, the board may, in its discretion, accept proof of graduation and the required pharmacy practice experience hours from National Association of Boards of Pharmacy (NABP). Graduates of an **ACPE-**accredited school/college of pharmacy located in a U.S. state or territory shall be deemed compliant with the pharmacy practice experience hours required by this rule and are not required to submit additional proof of pharmacy practice experience, unless otherwise requested by the board or the board's authorized designee.

(2) Test Scheduling. When an application has been completed, the board will notify the applicant and/or NABP if he/she is eligible for the North American Pharmacist Licensure Examination (NAPLEX) and/or the Multistate Pharmacy Jurisprudence Examination (MPJE). If eligible, the applicant shall schedule testing dates for both the NAPLEX and MPJE, as required by ***[the]*** NABP. The applicant must comply with all registration, application, testing, and scheduling requirements established by NABP for the examinations, and payment of any fee(s) required by NABP for scheduling/taking the examination(s).

(5) A pharmacist application shall be deemed invalid if the applicant fails to submit all information required to complete the application within six (6) months after the application is received by the board, with the exception of successful completion of the NAPLEX and/or MPJE.

However, the application may remain active if the applicant has applied for licensure as a Missouri intern pharmacist to complete the required pharmacy practice experience and has completed all other application requirements, provided the application shall be deemed void if the applicant fails to complete the required pharmacy practice experience within two (2) years from the date the applicant's pharmacist application was initially received by the board.

AUTHORITY: sections 338.020, 338.040, 338.060, and 338.070, RSMo 2016, and sections 338.035 and 338.140, RSMo Supp. ***[2022] 2025****. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed May 31, 2022, effective Nov. 30, 2022. Amended: Filed Aug 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.040 Foreign Graduates. The board is amending sections (1), (3)–(8), and (10).

PURPOSE: *This amendment removes the preliminary application requirement for foreign pharmacy graduates subject to the rule, establishes NAPLEX & MPJE testing limits, updates references to the Foreign Pharmacy Graduate Examination Committee, and identifies when pending pharmacist license applications are deemed invalid.*

(1) Definitions.

[(B) Preliminary evaluation application—The Application for Preliminary Evaluation of Foreign Pharmacy School Graduate provided by the board for graduates of a foreign school/college.]

(3) Prior to applying for *[pharmacist licensure/examination]* **a Missouri pharmacist license**, graduates of a foreign school/college shall first obtain *[Equivalency Certification]* Foreign Pharmacy Graduate **Examination Committee Certification** (FPGEC) from the National Association of Boards of Pharmacy **(NABP)** *[Foundation Foreign Pharmacy Graduate Examination Committee]*. Potential applicants shall pay all fees and comply with all application/certification procedures required by *[the National Association of Boards of Pharmacy Foundation Foreign Pharmacy Graduate Examination Committee]* **NABP**.

(4) After receiving FPGEC **certification**, applicants shall file *[an application for preliminary evaluation]* **a Foreign Graduate Pharmacist License Examination Application** with the board **or, if applicable, a Foreign Graduate Pharmacist Transfer/Reciprocity Application, as provided in section (5)**. Applications shall be submitted on a form provided by the board and accompanied by the application fee*[. The preliminary evaluation application shall]* **and must** include*[:]*–

(D) A copy of the applicant's **valid** FPGEC certificate;

(F) Documentation as required by the board showing proof of one thousand five hundred (1,500) hours of pharmacy practice experience related to the practice of pharmacy **that complies with 20 CSR 2220-7.030.(1)(A)3.** or proof that the applicant has maintained an active pharmacist license in another U.S. state/territory for a period of not less than one (1) year. To be eligible for licensure, the one thousand five hundred (1,500) hours of pharmacy practice experience must have been earned in a U.S. state/territory after the date the applicant obtained FPGEC certification. Applicants who have not yet completed the one thousand five hundred- (1,500-) hour experience requirement shall apply for licensure as an intern pharmacist and shall complete the required one thousand five hundred (1,500) hours before the *[applicant's preliminary evaluation]* application is approved.

(5) Reciprocity/License Transfer. *[After the preliminary evaluation application has been approved by the board, graduates of a foreign school/college that are currently licensed in another U.S. state/territory shall be governed by, and shall apply for licensure by license transfer/reciprocity pursuant to, 20 CSR 2220-7.050.]* **In addition to the requirements of this rule, graduates of a foreign school/college with a valid FPGEC certification who are currently licensed as a pharmacist in another U.S. state/territory shall also be governed by and comply with 20 CSR 2220-7.050 governing license transfer/reciprocity.**

(6) Test Scheduling for Foreign Graduates Applying for Licensure by Examination. When an application has been completed, the board *[shall]* **will** notify an applicant if he/she is eligible for the North American Pharmacist Licensure Examination (NAPLEX) and/or Multistate Pharmacy Jurisprudence Examination (MPJE) examinations. The applicant shall schedule test dates for both the NAPLEX and MPJE with *[the National Association of Boards of Pharmacy ()*NABP*[])]*. The applicant shall satisfy all testing and scheduling requirements established by NABP and shall complete any necessary application(s) and payment of fee(s) for scheduling/taking the examination(s).

(A) To avoid forfeiture of eligibility, the applicant must take the **required** examination(s) within three hundred sixty-five (365) days after having been determined eligible for examination by the board. If the applicant does not take the examination within three hundred sixty-five (365) days, the applicant *[shall be required to]* **must** reapply to the board for examination/licensure and again pay the examination application fee.

(7) Testing. Applicants for licensure by examination shall successfully pass both the NAPLEX and the MPJE examinations. **Applicants for licensure by transfer/reciprocity must successfully pass the MPJE.** A minimum score of seventy-five (75) is required for each of the required examinations. Upon approval by the board and successful completion of the NAPLEX and MPJE, the board may issue a pharmacist license to the applicant. **Applicants must pass the required examination(s) under this section within two (2) years**

of submitting their licensure application to the board. Failure to achieve passing score(s) within two (2) years will result in the license application being rejected as incomplete. The applicant may reapply for licensure and restart the examination process, except as otherwise provided by section (8) or other provisions of Missouri law.

(8) Retesting. If an applicant fails to achieve a score of seventy-five (75) on both the NAPLEX and MPJE, the candidate shall retake and pass the failed examination(s) before a license can be issued. Any applicant who fails to achieve a passing score on either of the examinations shall file an application for reexamination with the board and pay the examination application fee each time. All examinations are scored independently and may be retaken independently.

(A) The board shall review and approve any applicant that fails the NAPLEX or MPJE two (2) consecutive times prior to the applicant being declared eligible to retest. A candidate shall not be declared eligible to retest under this subsection until approved by the board. In lieu of disapproval, the board may establish a date after which the candidate shall be eligible to retest or may establish additional training or study requirements to be completed before authorization to retest is granted. **Applicants who fail the NAPLEX five (5) times shall not be declared eligible to retake the NAPLEX. Applicants who fail the MPJE five (5) times shall not be declared eligible to retake the MPJE unless otherwise approved by the board for extenuating circumstances.**

(10) A *[preliminary evaluation application]* **pharmacist license application pursuant to this rule** shall be deemed invalid if the applicant fails to submit all information required to complete the application within six (6) months after the application is received by the board**, with the exception of successful completions of the NAPLEX and/or MPJE**. However, *[a preliminary evaluation]* **the** application *[shall not be deemed invalid]* **may remain active** if the applicant has applied for licensure as a Missouri intern pharmacist to complete the required pharmacy practice experience and has completed all other preliminary application requirements, provided the application shall be deemed void if the applicant fails to complete the required pharmacy practice experience within two (2) years from the date the *[preliminary evaluation application]* **applicant's pharmacist application** was initially received by the board.

*AUTHORITY: sections 338.020, 338.040, 338.060, and 338.070, RSMo **[2000] 2016**, and sections 338.035 and 338.140, RSMo Supp. **[2012] 2025**. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will result in a revenue decrease of approximately three thousand dollars ($ 3,000) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

FISCAL NOTE
PUBLIC COST

I. Department Title: Department of Commerce and Insurance
Division Title: State Board of Pharmacy
Chapter Title: General Rules

Rule Number and Title:	**20 CSR 2220-7.040 (Foreign Graduates)**
Type of Rulemaking:	**Proposed Amendment**

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Missouri Board of Pharmacy	— $ 3,000 *(decreased revenue recurring over the life of the rule)*

III. ASSUMPTIONS/WORKSHEETS

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate Cost of Compliance in the Aggregate:
10	Foreign graduates previously required to file a preliminary evaluation application with fee	- $ 3,000 *(10 applicants per year x $300 decreased application revenue recurring over the life of the rule)*

The following general estimations were used to calculate public fiscal costs:

1. Based on Board historical licensing data from FY 2015 - 2025, the Board currently receives approximately ten (10) foreign pharmacy school graduate applications annually. The proposed amendment would eliminate the preliminary evaluation application requirement for foreign graduates and required $300 fee, resulting in a net Board revenue decrease of $3,000.
2. The Board estimates the decreased application revenue will recur annually over the life of the rule.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.050 License Transfer/Reciprocity. The board is amending sections (3)–(5) and (7).

PURPOSE: This amendment accommodates electronic applications and clarifies testing requirements for pharmacist license transfer/reciprocity applicants.

(3) Individuals seeking licensure by license transfer/reciprocity *[shall first file a preliminary application for license transfer]* **must file an electronic license transfer application** with the National Association of Boards of Pharmacy (NABP). Potential applicants shall pay all NABP required fees and comply with all applicable NABP requirements. **NABP will electronically forward the NABP electronic license transfer application to the board. The board will not accept NABP license transfer applications submitted directly by the candidate.**

(A) *[After NABP's review of the preliminary application, NABP will forward the official application for license transfer/reciprocity to the applicant which shall be completed and filed with the board along with the application fee.]* **In addition to the NABP official license transfer application, applicants must file a Pharmacist License Transfer/Reciprocity Application with the board with the required application fee.** The official application shall be **attested to/**notarized **as requested by the board** and shall be accompanied by proof of fingerprinting as required by 20 CSR 2220-7.090.

[(B) The NABP official application shall be submitted to the board no more than three (3) months from the issue date of the official application as designated by NABP. If the official application is not submitted to the board within the required three (3) months, the applicant shall be required to apply to NABP for reevaluation of their application and for an extension of the NABP issuance date. Applicants shall complete all reevaluation/extension requirements and pay all applicable fees required by NABP.]

(B) The Pharmacist License Transfer/Reciprocity application must be submitted to the board no more than three (3) months from the application completed date designated by NABP for the NABP electronic license transfer application. If the Missouri Pharmacist License Transfer/Reciprocity application is not submitted to the board within the required three (3) months, the applicant will be required to re-apply to NABP for an updated license transfer evaluation. Applicants shall complete all reevaluation/extension requirements and pay all applicable fees required by NABP.

(4) Applicants for license transfer/reciprocity *[shall]* **must** pass the Multistate Pharmacy Jurisprudence Examination (MPJE) for Missouri*[. Upon review of the official application, the]* **with a minimum score of seventy-five (75). The** board *[shall]* **will** notify NABP if the applicant is eligible to take the MPJE*[. A minimum score of seventy-five (75) is required for each of the required examinations]* **after the NABP application is filed**. To be eligible for examination, the applicant shall –

(C) Have completed one thousand five hundred (1,500) hours of pharmacy practice experience related to the practice of pharmacy as determined by the board or shall have maintained an active pharmacist license for a period of not less than one (1) year in the state from which they are transferring that is not under disciplinary action; *[and]*

(D) Submit proof the applicant has completed a state and federal criminal history background check, as required by 20 CSR 2220-7.090; and

*[(D)]***(E)** Submit a copy of the applicant's Foreign Pharmacy Graduate *[Equivalency]* **Examination** Committee Certification (FPGEC) certificate if the applicant is a graduate of a school/college of pharmacy not located in the United States.

(5) Test Scheduling. When an application has been completed, the board shall notify the applicant if he/she is eligible for the MPJE examination. The applicant shall schedule a testing date for the MPJE **with NABP**. The applicant shall satisfy all testing and scheduling requirements established by NABP and *[shall be responsible for completing]* **complete** any necessary application(s) and payment of fee(s) for scheduling/taking the examination.

(A) To avoid forfeiture of eligibility, the applicant must take the examination within six (6) months after having been determined eligible by the board *[for examination]* **to test**. If the applicant does not take the examination within six (6) months, the applicant *[shall be required to]* **must** reapply to the board for examination/licensure and again pay the reciprocity application fee. **Applicants who fail the MPJE five (5) times shall not be declared eligible to retake the MPJE unless otherwise approved by the board for extenuating circumstances.**

(7) Upon approval by the board and successful completion of the MPJE, the board may issue a pharmacist license to the applicant. All required fees must be paid prior to approval of a license transfer. **Passing MPJE scores shall only be deemed valid for five (5) years, after which time the applicant must apply to retake the MPJE.**

*AUTHORITY: sections 338.020, 338.040, 338.060, and 338.070, RSMo **[2000] 2016**, and sections 338.035 and 338.140, RSMo Supp. **[2012] 2025**. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2220 – State Board of Pharmacy
Chapter 7 – Licensing

PROPOSED AMENDMENT

20 CSR 2220-7.060 Score Transfer. The board is amending section (1).

PURPOSE: *This amendment removes references to required paper application forms.*

(1) An applicant applying to take the North American Pharmacist Licensure Examination (NAPLEX) in another jurisdiction may have the score transferred to Missouri by *[completing the NAPLEX score transfer form supplied by]* **requesting a score transfer from** the National Association of Boards of Pharmacy (NABP). To be eligible for score transfer, the applicant must have achieved a minimum passing score of seventy-five (75) on the NAPLEX. The applicant shall complete all required score transfer forms**/applications** and pay any applicable fees as established by NABP.

*AUTHORITY: sections 338.020, 338.040, and 338.070, RSMo [2000] **2016**, and section 338.140, RSMo Supp. [2012] **2025**. Original rule filed Jan. 10, 2013, effective Aug. 30, 2013. Amended: Filed Aug. 27, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Pharmacy, PO Box 625, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 526-3464, or via email at pharmacy@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2234 – Board of Private Investigator and Private Fire Investigator Examiners
Chapter 6 – Continuing Education Requirements – Private Investigators and Agency Investigator Employees

PROPOSED AMENDMENT

20 CSR 2234-6.010 Continuing Education. The board is amending sections (1), (3), and (4).

PURPOSE: This amendment adds a special approval for repeating continuing education courses for private investigator and agency investigator employees.

(1) Continuing Education Courses.

(A) Attendance at continuing education courses is required to renew private investigator **or licensed agency investigator employee** licenses.

(C) Private investigators and agency investigator employees cannot take the same course consecutively without submitting a written request to the board to take the same course. The request to repeat the course must include the reason for repeating the course.

(3) Special Approval of Courses.

(A) Any licensed private investigator or licensed agency investigator employee may petition the board to approve a particular course that he or she has attended or may attend that is offered by a person who has not complied with this board's continuing education rules.

1. The application shall be accompanied by the individual course review fee.

2. The materials set out in subsection (1)(B) of this rule should accompany the application. If any of the materials set out in subsection (1)(B) of this rule are not available, the applicant may provide supplemental material. The board may decline to approve the course for lack of sufficient information.

3. Proof of attendance, or a proposal for establishing proof of attendance, shall be included with the application.

4. Private investigators and agency investigator employees cannot take the same course consecutively without submitting a written request to the board to take the same course. The request to repeat the course must include the reason for repeating the course.

(4) Continuing Education Reporting Period.

(C) A reporting cycle for private investigators is March 1 to February 28 *[with the first reporting period being March 1, 2012 to February 28, 2014, and every two (2) years thereafter]* **of every even year**.

(D) A reporting cycle for agency investigator employees is May 1 to April 30 *[with the first reporting period being May 1, 2012 to April 30, 2014, and every two (2) years thereafter]* **of every even year**.

AUTHORITY: sections 324.1122, 324.1126, and 324.1138, RSMo 2016. Original rule filed June 26, 2009, effective Jan. 30, 2010. Amended: Filed Sept. 13, 2013, effective March 30, 2014. Amended: Filed Jan. 5, 2021, effective July 30, 2021. Amended: Filed Sept. 2, 2025.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Board of Private Investigator and Private Fire Investigator Examiners, Pam Groose, Executive Director, PO Box 1335, Jefferson City, MO 65102-1335, by fax at (573) 526-0661, or via email at pi@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 10 – Utilities

PROPOSED RULE

20 CSR 4240-10.035 Residential Advanced Meter or Hub Meter Opt-Out

PURPOSE: This rule establishes the requirements governing the residential advanced meter and hub meter opt-out process in

accordance with section 386.820, RSMo.

(1) This rule applies to residential utility service provided by all electrical corporations, gas corporations, sewer corporations, and water corporations as those terms are defined in section 386.020, RSMo.

(2) The following definitions shall apply in this rule:

(A) Advanced meter means a meter or metering device system that is owned or leased by a utility or its agent and that meets one (1) or more of the following requirements:

1. Measures, records, and sends a customer's utility usage or other data by use of radio waves or broadband over power lines;

2. Allows for two- (2-) way communication between the meter and the utility or its agent; and

3. Allows for a utility or its agent to control a customer's thermostat, appliance, or service;

(B) Billing cycle shall have the same meaning as billing period as defined in 20 CSR 4240-13.015(1)(C);

(C) Commercially available means a meter that is readily available for purchase by the utility;

(D) Commercially reasonable means in line with commonly accepted practices and standards for electric, gas, water, and sewer utilities as determined by the commission;

(E) Hub meter means an advanced meter that generates stronger radio waves as a result of the meter serving as a hub for other advanced meters it communicates with in a given area;

(F) Inaccurate information means the intentional under-reporting of meter data in an effort to not pay for services. Inaccurate information does not mean minor differences in readings by less than two percent (2%) to account for variations based on the time of day that the meter is read and similar factors;

(G) Meter use fee means a fixed monthly charge designed to recover the difference between the revenue requirement associated with metering, reading, and billing a customer without advanced metering and the revenue requirement to be recovered through a fixed monthly charge applicable to customers with similar requirements that are metered, read, and billed using advanced metering;

(H) Traditional meter means a commercially available meter that is unable to transmit usage information and is only intended to be read by an individual through a visual display. A traditional meter is not designed or capable of transmitting usage data by using radio waves or broadband over power lines, allowing two- (2-) way communication between the meter and the utility or its agents, or allowing a utility or its agents to control a customer's thermostat, appliance, or service. A traditional meter does not include an advanced meter or hub meter that has certain functionality turned off or deactivated; and

(I) Utility or utilities mean residential utility service provided by any electrical corporation, gas corporation, sewer corporation, or water corporation, as those terms are defined in section 386.020, RSMo.

(3) All utilities shall file with the commission a tariff that governs its advanced meter or hub meter opt-out process.

(A) The tariff may include –

1. A one- (1-) time all-inclusive fee, not to exceed one hundred twenty-five dollars ($125), for removal of an advanced or hub meter and to provide and install a traditional meter;

2. A monthly meter use fee, not to exceed fifteen dollars ($15), for the use of a traditional meter.

A. The utility may propose a single monthly fee for all customers using a traditional meter, or it may propose separate monthly fees for customers who elect to self-read the traditional meter and for those whose meters are read by the utility. In no event shall a utility assess more than one (1) monthly fee per account for the use of a traditional meter; and

3. An interest charge on any unpaid amount the utility may assess due to the customer's failure to report usage or reporting inaccurate information in any given billing cycle. Such interest rate shall be no greater than five percent (5%).

(B) The tariff must include –

1. A description of the utility's meter placement practices, including location;

2. A commercially reasonable time, in days, the utility expects to replace an advanced or hub meter with a traditional meter, following a request;

3. A description of how the customer may supply readings as further defined in section (5);

4. A list and description of situations that would prevent the installation of a traditional meter. For example, but not limited to, a current net-metering arrangement or customer selection of a rate that requires interval billing; and

5. If the utility's existing tariffs contain any of the items in subsections (3)(A) and (3)(B), a reference to that information shall be included in the advanced or hub meter opt-out tariff.

(4) If a utility seeks to discontinue its advanced or hub meter opt-out process, it shall include information that is sufficient to determine traditional meters are not commercially available in its discontinuance filing.

(5) Customer-supplied readings shall be in accordance with 20 CSR 4240-13.020 and the utility's commission-approved tariffs.

(A) Each utility shall provide the customer with a detailed process to report meter readings by telephone or other commercially reasonable means. A utility may additionally offer reporting through a secure website.

(B) If a customer elects to supply meter readings, the customer shall timely report accurate usage to the utility once per billing cycle.

(C) The utility shall obtain an actual meter reading to verify accuracy of customer-supplied meter readings at least once every twelve (12) months.

(6) Each utility shall provide its customers a simple comparison of the functional differences between the utility's traditional and advanced meters, hub meters, or appurtenances that enable automated or remote meter readings on traditional meters.

(7) If the utility determines or believes that the commercially reasonable time, as defined in its tariff, will be exceeded before the advanced or hub meter replacement date, the utility shall provide notice to the customer explaining the replacement of the advanced or hub meter has been extended, with the new date the utility will replace the advanced or hub meter to a traditional meter.

(8) Beginning on July 1, 2027, and annually thereafter, the utility shall submit a non-case related submission that provides the following information:

(A) Number of customers electing a traditional meter;

(B) Number of advanced meters and hub meters in use by the utility to serve residential customers;

(C) Cost of offering the advanced and hub meter opt-out process for the most recent twelve (12) months; and

(D) Fee revenues collected related to the advanced and hub meter opt-out process for the most recent twelve (12) months.

AUTHORITY: section 386.820, RSMo Supp. 2025. Original rule filed Aug. 28, 2025.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed rule may cost private entities $2,361,900 in the aggregate for the ten- (10-) year life of the rule. Utilities have the opportunity to recover the rule costs through its rates as approved by the commission.

NOTICE TO SUBMIT COMMENTS AND NOTICE OF PUBLIC HEARING: Anyone may file comments in support of or in opposition to this proposed rule with the Missouri Public Service Commission, Nancy Dippell, Secretary of the Commission, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the commission's offices on or before Nov. 5, 2025, and should include a reference to commission Case No. OX-2026-0045. Comments may also be submitted via a filing using the commission's electronic filing and information system at http://www.psc.mo.gov/efis.asp. A public hearing regarding this proposed rule is scheduled for Nov. 13, 2025, at 12 p.m., in Room 310 of the Governor Office Building, 200 Madison St., Jefferson City, MO. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed rule, and may be asked to respond to commission questions. Any person with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1-800-392- 4211 or TDD Hotline 1-800-829-7541.

FISCAL NOTE
PRIVATE COST

I. Department Title: Title 20--DEPARTMENT OF COMMERCE AND INSURANCE
Division Title: Division 4240—Public Service Commission
Chapter Title: Chapter 10—Utilities

Rule Number and Title:	20 CSR 4240-10.035 Residential Advanced Metering Opt-Out
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
4	Investor-Owned Electrical Corporations	$ 1,521,243
5	Gas Corporations	$ 653,657
1	Water Corporations	$ 11,000
0	Sewer Corporations	$ 0
3	Water and Sewer Combined Corporations	$ 176,000

III. WORKSHEET

The number of entities that will be affected by this rule is unknown because the rule amendments only apply to corporations that utilize advanced meters or hub meters. Additionally, several utilities have advanced meter opt-out options established for residential customers. The rule will likely affect four (4) electrical corporations (investor-owned electric utilities), five (5) gas corporations, one (1) water corporation~~s~~, zero (0) sewer corporations, and three (3) combined water and sewer corporations.

The cost of compliance is estimated as follows:

- Annual costs for electric utilities in the aggregate: $102,470 per year, with the total annual cost adjusted for inflation over the ten- (10-) year life of the rule being $1,175,000.
- Annual cost for gas utilities in the aggregate: $51,994 per year, with the total annual cost adjusted for inflation over the ten- (10-) year life of the rule being $596,000.
- Annual cost for Water utilities $964.82 per year, with the total annual cost adjusted for inflation over the ten- (10-) year life of the rule being $11,000.

- Annual cost for combined Water/Sewer utilities in the aggregate: $15,325, with the total annual cost adjusted for inflation over the ten- (10-) year life of the rule being $176,000.

One-time cost by utility type:
- Electric utility: $346,243
- Gas utility: $57,657
- Water utility: $0
- Sewer utility: $0
- Water/Sewer utility: $0

$2,361,900 possible cost in the aggregate for the 10-year life of the rule. Utilities have the opportunity to recover the rule costs through its rates as approved by the Commission.

IV. ASSUMPTIONS

As proposed, section (3) requires the establishment of a tariff; section (6) requires customer education; section (7) requires notifications; and section (8) requires reporting certain information to the Commission.

For the purposes of estimating aggregate costs of compliance, the Commission made the following assumptions:

- Life of the rule is ten (10) years.
- There will be an annual inflation rate over ten (10) years of three percent (3%) per year.
- It is assumed that each potentially affected utility will have an opt-out participation rate of 0.24% and the number of opt-out customers is stable over the life of the rule.
- A small utility is assumed to have less than 500,000 residential customers (2024).
- A medium utility is assumed to have between 500,000 and 1,000,000 residential customers.
- A large utility is assumed to have over 1,000,000 residential customers.
- The number of residential customers per utility was obtained from 2024 annual reports as submitted to the Commission. Utilities who operate in multiple industries were aggregated together for the purposes of estimating the utility size.
- Water/sewer utilities that have less than 6,000 residential customers are assumed not to utilize advanced meters.
- Yearly costs based on the average of utility responses by size:
  - Yearly cost per opt-out customer (Large utility): $12.00
  - Yearly cost per opt-out customer (Medium utility): $38.02
  - Yearly cost per opt-out customer (Small utility): $64.03
- One-time costs are as provided by the potentially affected utilities. If no one-time costs were provided, $0 was assumed.
- The rule proposal implements the advanced meter provisions of Senate Bill 4 (section 386.820, SS#2 SB4, First Regular Session of the 103rd General Assembly), thus, certain costs are not caused by the rule. For example, the replacement of meters and monthly meter reading costs.

The Commission Staff received information regarding the estimated cost of compliance from: Ameren Missouri (Gas and Electric), Evergy (including Evergy Missouri Metro and Evergy Missouri West), Spire Missouri, Summit Natural Gas of Missouri, Liberty (including Empire District Electric, Empire (Gas), Midstates Natural Gas, and MO Water), and Missouri American Water Company.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 10 – Utilities

PROPOSED AMENDMENT

20 CSR 4240-10.165 *Prohibition on* HVAC Services *[Affiliate Transactions]* ***Unless Providing Services Required by Law or Providing Programs Pursuant to an Existing Tariff, Rule, or Order of the Commission.*** The commission is amending the title, the purpose, and sections (1) and (2), and adding new sections (3), (4), and (5).

PURPOSE: This amendment modifies the rule to address statutory changes to sections 386.752, 386.754, and 386.756, RSMo, set forth in SS#2 SB4, First Regular Session of the 103rd General Assembly, effective August 28, 2025.

PURPOSE: This rule prescribes the requirements ***and prohibitions*** *for HVAC services [respecting affiliated entities and]* ***to be conducted by*** *regulated electrical corporations, gas corporations, and heating companies (covered utilities)* ***and describes the circumstances*** *when such covered utilities [participate in affiliated transactions with an HVAC affiliated entity]* ***may have an affiliate engaging in HVAC services*** *as set forth in sections* ***386.752****, 386.754, 386.756, 386.760, 386.762, and 386.764, RSMo.*

(1) Definitions.

(F) Utility contractor means a person, including an individual, corporation, firm, incorporated or unincorporated association or other business or legal entity, that contracts *[, whether in writing or not in writing,]* with a covered utility to engage in or assist any entity engaging in HVAC services, but does not include employees of a covered utility.

(2) Standards

(A) A covered utility may not engage in HVAC services, except *[by an affiliated entity,]* **in accordance with section 386.756, RSMo,** or as provided in subsection (2)(G) or (2)(H) of this rule.

(B) *[No]* **In addition to the prohibition in (2)(A) above, no** affiliated entity **of a utility** or **a** utility contractor may use any vehicles, service tools, instruments, employees, or any other covered utility's assets, the cost of which are recoverable in the regulated rates for a covered utility service, to engage in HVAC services unless the covered utility is compensated for the use of such assets at the FDC to the covered utility.

1. The determination of a covered utility's cost in this section is defined in subsection (1)(D) of this rule.

(3) Covered utilities that directly or indirectly engage with HVAC contractors shall develop a written qualification process, and shall advertise bid opportunities to all such qualified contractors.

(A) The qualification process referred to above shall be established and in use no later than August 28, 2026.

1. Covered utilities shall file notification with the commission when they have achieved compliance with section 386.756, RSMo, including a detailed description of the qualification process.

2. The qualification process shall be posted on the covered utility's website accessible to any interested person or company.

3. Covered utilities shall file a notification with the commission not less than thirty (30) days prior to substantive process or website changes.

4. The qualification process shall clearly document the most recent revision date.

(B) In addition to any alternative application processes, covered utilities shall maintain an online application process to become a qualified contractor which must be available to be accessed via the covered utility's website.

(4) The commission may grant a temporary variance from any portion of this rule upon written application from a utility, for good cause. Such a variance may not conflict with any portion of sections 386.752 to 386.764, RSMo.

(5) All submissions of any information alleging any violations of sections 386.754 to 386.764, RSMo, and the processing of any commission cases in relation thereto, shall follow the provisions of 20 CSR 4240, Chapter 2, as applicable.

*AUTHORITY: section[s 386.760.1 and] 393.140, RSMo 2016****, and section 386.760, RSMo Supp. 2025****. Original rule filed Sept. 25, 2024, effective May 30, 2025. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than of five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS AND NOTICE OF PUBLIC HEARING: Anyone may file comments in support of or in opposition to this proposed amendment with the Missouri Public Service Commission, Nancy Dippell, Secretary of the Commission, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the commission's offices on or before Nov. 14, 2025, and should include a reference to commission Case No. OX-2026-0046. Comments may also be submitted via a filing using the commission's electronic filing and information system at http://www.psc.mo.gov/efis.asp. A public hearing regarding this proposed amendment is scheduled for Nov. 21, 2025, at 12 p.m., in Room 305 of the Governor Office Building, 200 Madison St., Jefferson City, MO. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed amendment, and may be asked to respond to commission questions. Any person with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1-800-392-4211 or TDD Hotline 1-800-829-7541.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 13 – Service and Billing Practices for Residential Customers of Electric, Gas, Sewer, and Water Utilities

PROPOSED AMENDMENT

20 CSR 4240-13.055 Cold Weather Maintenance of Service: Provision of Residential Heat-Related Utility Service During Cold Weather. The commission is amending the purpose and sections (1)–(3), (5)–(7), (14), and (15).

PURPOSE: This proposed amendment modifies the rule to address changes to section 393.109, RSMo, set forth in Senate Bill 4, effective August 28, 2025. The proposed amendment also makes some grammatical and editorial changes and corrects some out-of-date references.

PURPOSE: This rule protects the health and safety of residential customers receiving heat-related utility service by placing restrictions on discontinuing and refusing to provide heat-related utility service from November 1 through March 31 due to delinquent accounts of those customers. [Reporting requirements regarding heat-related utility service are found at 4 CSR 240-3.175 for electric utilities and at 4 CSR 240-3.250 for gas utilities.]

(1) The following definitions shall apply in this rule:

(A) Energy Crisis Intervention Program (ECIP) means the federal ECIP administered by the Missouri *[Division of Family]* **Department of Social** Services under section 660.100, RSMo;

(C) Low Income Home Energy Assistance Program (LIHEAP) means the federal LIHEAP administered by the Missouri *[Family Support Division]* **Department of Social Services** under section 660.110, RSMo;

(D) Registered elderly or disabled customer means a customer's household where at least one (1) member of the household has filed with the utility a form approved by the utility attesting to the fact that *[s/he]* **the customer***[:]* **–**

1. Is sixty-five (65) years old or older;

2. Is disabled to the extent that *[s/he]* **the customer** has filed with their utility a medical form submitted by a medical physician attesting that such customer's household must have natural gas or electric utility service provided in the home to maintain life or health; or

3. Has a formal award letter issued from the federal government of disability benefits. In order to retain *[his/her]* status as a registered elderly or disabled customer, each such customer must renew *[his/her]* **the customer's** registration with the utility annually. Such registration should take place by October 1 of each year following *[his/her]* initial registration; and

(E) Low-income registered elderly or disabled customer means a customer registered under the provisions of subsection (1)(C) of this rule whose household income is less than one hundred fifty percent (150%) of the federal poverty guidelines, and who has a signed affidavit attesting to that fact on file with the utility. The utility may periodically audit the incomes of low-income registered elderly or disabled customers. If, as a result of an audit, a registered low-income elderly or disabled customer is found to have materially misrepresented *[his/her]* **the customer's** income at the time the affidavit was signed, that customer's service may be discontinued per the provisions of this rule that apply to customers who are not registered low-income elderly or disabled customers and payment of all amounts due, as well as*[,]* a deposit may be required before service is reconnected.

(2) This rule **and section 393.109, RSMo,** take*[s]* precedence over other rules on provision of heat-related utility service from November 1 through March 31 annually.

(3) Notice Requirements. From November 1 through March 31, prior to discontinuance of service due to nonpayment, the utility shall –

(C) Attempt to contact the customer at the time of the discontinuance of service in the manner specified by *[4 CSR 240-13.050(9)]* **20 CSR 4240-13.050(9)**;

(E) Ensure that all of the notices and contacts required in this section shall describe the terms for provisions of service under this rule, including the method of calculating the required payments, the availability of financial assistance from the *[Division of Family]* **Department of Social** Services and social service or charitable organizations that have notified the utility that they provide that assistance and the identity of those organizations.

(5) Weather Provisions. Discontinuance of gas and electric service to all residential users, including all residential tenants of apartment buildings, for nonpayment of bills where gas or electricity is used as the source of space heating or to control or operate the only space-heating equipment at the residence is prohibited –

(A) On any day when the National Weather Service local forecast between 6:00 a.m. to 9:00 *[a.m.]* **p.m.**, for the following *[twenty-four (24)]* **seventy-two (72)** hours predicts that the temperature will drop below thirty-two degrees Fahrenheit (32°F); or

(B) On any day when utility personnel will not be available to reconnect utility service during the immediately succeeding day(s) (*[P]***p**eriod of *[U]***u**navailability) and the National Weather Service local forecast between 6:00 a.m. to 9:00 *[a.m.]* **p.m.** predicts that the temperature during the *[P]***p**eriod of *[U]* **u**navailability will drop below thirty-two degrees Fahrenheit (32°F); or

(6) Discontinuance of Service. From November 1 through March 31, a utility may not discontinue heat-related residential utility service due to nonpayment of a delinquent bill or account provided –

(A) The customer contacts the utility and states *[his/her]* **the customer's** inability to pay in full;

(7) Whenever a customer*[,]* with a cold-weather rule payment agreement*[,]* moves to another residence within the utility's service area **or adjacent service area**, the utility shall permit the customer to receive service if the customer pays in full the amounts that should have been paid pursuant to the agreement up to the date service is requested, as well as*[,]* amounts not included in a payment agreement that have become past due. No other change to the terms of service to the customer by virtue of the change in the customer's residence with the exception of an upward or downward adjustment to payments necessary to reflect any changes in expected usage between the old and new residence shall be made.

(14) This section only applies to providers of natural gas services to residential customers. Other providers of heat-related utility services will continue to provide such service under the terms of sections (1) through (13) of this rule. The provisions of sections (1) through (13) of this rule continue to apply to providers of natural gas service except where inconsistent with the terms of this section.

(E) A gas utility shall describe the provisions of section (14) in any notices or contacts with customers. In telephone **or other** contacts with customers expressing difficulty paying their gas bills, gas utilities shall inform those customers of their options under section (14).

(15) Each utility providing heat-related utility service shall submit as a non-case related filing a report with the commission for each calendar month no later than the twentieth *[(20th)]* day of the following month. The utility shall *[provide a copy of each report to]* **also serve the report on** the Office of the Public Counsel. The utility shall report for each operational district into which the utility has divided its Missouri service territory the number of days it was permitted to discontinue service under this regulation, and the utility shall separately report on the information listed below for customers receiving energy assistance and customers who are affected by this regulation and not known to be receiving energy assistance. All information submitted shall be considered public information; however, no customer-specific information shall be reported or made public. Utilities providing both electric and gas service shall report the following information separately for their gas-only territory:

*AUTHORITY: [sections 386.250, 393.130, and 393.140, RSMo 2016.] **sections 386.250 and 393.140, RSMo 2016, and sections 393.109 and 393.130, RSMo Supp. 2025**. This rule originally filed as 4 CSR 240-13.055. Original rule filed June 13, 1984, effective Nov. 15, 1984. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Aug. 28, 2025.*

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS AND NOTICE OF PUBLIC HEARING: Anyone may file comments in support of or in opposition to this proposed amendment with the Missouri Public Service Commission, Nancy Dippell, Secretary of the Commission, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the commission's offices on or before Oct. 31, 2025, and should include a reference to commission Case No. OX-2026-0047. Comments may also be submitted via a filing using the commission's electronic filing and information system at http://www.psc.mo.gov/efis.asp. A public hearing regarding this proposed amendment is scheduled for Nov. 5, 2025, at 12 p.m., in Room 310 of the Governor Office Building, 200 Madison St., Jefferson City, MO. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed amendment, and may be asked to respond to commission questions. Any person with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1 (800) 392-4211 or TDD Hotline 1 (800) 829-7541.

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments that are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 2 – Income Tax

ORDER OF RULEMAKING

By the authority vested in the Department of Revenue under section 143.961, RSMo 2016, the department amends a rule as follows:

12 CSR 10-2.150 Tax Exempt Status of United States Government-Related Obligations **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 2025 (50 MoReg 950–951). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 2 – Income Tax

ORDER OF RULEMAKING

By the authority vested in the Department of Revenue under section 143.961, RSMo 2016, the department amends a rule as follows:

12 CSR 10-2.155 Regulated Investment Companies **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 1, 2025 (50 MoReg 951–952). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 35 – Children's Division
Chapter 60 – Licensing of Foster Family Homes

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, Children's Division, under sections 207.020, 210.506, and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 35-60.040 Physical and Environmental Standards **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 2, 2025 (50 MoReg 743). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 25 – Physician Program

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.201 and 660.017, RSMo 2016, the division amends a rule as follows:

13 CSR 70-25.130 Diabetes Prevention Program **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 16, 2025 (50 MoReg 851-852). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 4240 – Public Service Commission
Chapter 40 – Gas Utilities and Gas Safety Standards

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

20 CSR 4240-40.020 Incident, Annual, and Safety-Related Condition Reporting Requirements **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2025 (50 MoReg 572-576). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended June 2, 2025, and the commission held a public hearing on the proposed amendment on June 6, 2025. The commission received one (1) written comment in support of the amendment and two (2) verbal comments at the hearing in support of the proposed amendment.

COMMENT #1**:** J. Scott Stacey on behalf of the staff of the commission filed written comments and commented at the hearing in support of the proposed amendment. Staff noted that federal law requires the state of Missouri to take measures to adopt each applicable safety standard in order to continue to receive federal funding and federal certification for enforcement of state goals set by the Pipeline and Hazardous Materials Safety Administration (PHMSA).
RESPONSE: The commission thanks its staff for its work updating the gas safety rules. No changes were made as a result of this comment.

COMMENT #2**:** Antonio Arias of behalf of Spire Missouri Inc. commented at the hearing in support of the proposed amendment.
RESPONSE: The commission thanks Spire for its comment. No changes were made as a result of this comment.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 40 – Gas Utilities and Gas Safety Standards

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

20 CSR 4240-40.030 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2025 (50 MoReg 576-615). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended June 2, 2025, and the commission held a public hearing on the proposed amendment on June 6, 2025. The commission received one (1) written comment in support of the amendment, two (2) comments suggesting amendments to other sections of the rule, and two (2) verbal comments at the hearing in support of the proposed amendment.

COMMENT #1**:** J. Scott Stacey on behalf of the staff of the commission filed written comments and commented at the hearing in support of the proposed amendment with certain changes. Staff noted that the proposed amendments were intended to update the Missouri regulations to the most current federal regulations. Staff notes that there is currently a more up-to-date version of the *Code of Federal Regulations* and recommends that paragraphs (1)(D)1. and (1)(D)2. and section (16) be amended accordingly.
RESPONSE AND EXPLANATION OF CHANGE: The commission thanks its staff for its work updating the gas safety rules. The commission will make changes to paragraphs (1)(D)1. and (1)(D)2. and section (16) as recommended in order to reference the most up-to-date version of the federal regulations.

COMMENT #2**:** Antonio Arias of behalf of Spire Missouri Inc. commented at the hearing in support of the proposed amendment and staff's suggested changes.
RESPONSE: The commission thanks Spire for its comment. No changes were made as a result of this comment.

COMMENT #3**:** The commission received comments from members of the public, Brett Johnson and Jeff Smith, expressing concerns about natural gas pipeline leaks in general and the adequacy of the currently effective rules to address these concerns. Mr. Johnson's comment referred to specific methods and equipment for leak detection, and suggested modernizing section (14) to incorporate additional standards for leak detection. Mr. Smith's comments pertained to health and cost aspects of methane leaks, and urged the commission to require utilities to locate and eliminate all methane leaks, prioritizing advanced leak detection and repair. The commission staff commented in response to the public comments that it has been following the Pipeline and Hazardous Materials Safety Administration's (PHMSA's) progress toward promulgation of an advanced leak detection and repair rule, and agrees that some updates to the section (14) may be appropriate. However, because a proposed federal rule that addresses these requirements is currently under review, staff believes that it is premature to revise the commission's leak detection and repair requirements at this time.
RESPONSE: The commission thanks members of the public for their comments. Because PHMSA is currently reviewing its leak detection and repair rules, the commission finds it premature to further amend section (14) at this time. No changes were made as a result of these comments.

20 CSR 4240-40.030 Safety Standards – Transportation of Gas by Pipeline

(1) General.

(D) Incorporation By Reference of the Federal Regulation at 49 CFR 192.7. (192.7)

1. As set forth in the *Code of Federal Regulations* (CFR) dated October 1, 2024, the federal regulation at 49 CFR 192.7 is incorporated by reference and made a part of this rule. This rule does not incorporate any subsequent amendments to 49 CFR 192.7.

2. The *Code of Federal Regulations* and the *Federal Register*

are published by the Office of the Federal Register, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. The October 1, 2024, version of 49 CFR part 192 is available at https://www.govinfo.gov/content/pkg/CFR-2024-title49-vol3/pdf/CFR-2024-title49-vol3-part192.pdf.

3. The regulation at 49 CFR 192.7 provides a listing of the documents that are incorporated by reference partly or wholly in 49 CFR part 192, which is the federal counterpart and foundation for this rule. All incorporated materials are available for inspection from several sources, including the following sources:

A. The Office of Pipeline Safety, Pipeline and Hazardous Materials Safety Administration, 1200 New Jersey Avenue SE, Washington, DC 20590. For more information, contact 202-366-4046 or go to the PHMSA website at www.phmsa.dot.gov/pipeline/regs;

B. The National Archives and Records Administration (NARA). For information on the availability of this material at NARA, go to the NARA website at www.archives.gov/federal-register/cfr/ibr-locations.html or call 202-741-6030 or 866-272-6272; and

C. Copies of standards incorporated by reference can also be purchased or are otherwise made available from the respective standards-developing organizations listed in 49 CFR 192.7.

4. Federal amendment 192-94 (published in *Federal Register* on June 14, 2004, page 69 FR 32886) moved the listing of incorporated documents to 49 CFR 192.7 from 49 CFR part 192–Appendix A, which is now "Reserved." This listing of documents was in Appendix A to this rule prior to the 2008 amendment of this rule. As of the 2008 amendment, Appendix A to this rule is also "Reserved" and included herein.

(16) Pipeline Integrity Management for Transmission Lines.

(A) As set forth in the *Code of Federal Regulations* (CFR) dated October 1, 2024, and the subsequent amendment 192-138 (published in the *Federal Register* on January 15, 2025, page 90 FR 3713), the federal regulations in 49 CFR part 192, subpart O, and in 49 CFR part 192, appendices E and F, are incorporated by reference and made a part of this rule. This rule does not incorporate any subsequent amendments to subpart O and appendices E and F to 49 CFR part 192.

(B) The *Code of Federal Regulations* and the *Federal Register* are published by the Office of the Federal Register, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. The October 1, 2024, version of 49 CFR part 192 is available at https://www.govinfo.gov/content/pkg/CFR-2024-title49-vol3/pdf/CFR-2024-title49-vol3-part192.pdf. The *Federal Register* publication on page 90 FR 3713 is available at https://www.govinfo.gov/content/pkg/FR-2025-01-15/pdf/2025-00073.pdf.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 40 – Gas Utilities and Gas Safety Standards

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250, 386.310, and 393.140, RSMo 2016, the commission amends a rule as follows:

20 CSR 4240-40.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2025 (50 MoReg 615). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended June 2, 2025, and the commission held a public hearing on the proposed amendment on June 6, 2025. The commission received one (1) written comment in support of the amendment and two (2) verbal comments at the hearing in support of the proposed amendment.

COMMENT #1**:** J. Scott Stacey on behalf of the staff of the commission filed written comments and commented at the hearing in support of the proposed amendment with certain changes. Staff noted that the proposed amendments were intended to update the Missouri regulations to the most current federal regulations. Staff notes that there is currently a more up-to-date version of the *Code of Federal Regulations* and recommends that section (1) be amended accordingly.
RESPONSE AND EXPLANATION OF CHANGE: The commission thanks its staff for its work updating the gas safety rules. The commission will make changes to section (1) as recommended by staff in order to reference the most up-to-date version of the federal regulations.

COMMENT #2**:** Antonio Arias on behalf of Spire Missouri Inc. commented at the hearing in support of the proposed amendment and staff's suggested changes.
RESPONSE: The commission thanks Spire for its comment. No changes were made as a result of this comment.

20 CSR 4240-40.080 Drug and Alcohol Testing

(1) As set forth in the *Code of Federal Regulations* (CFR) dated October 1, 2024, and the subsequent amendment published on November 5, 2024 (published in the *Federal Register* on November 5, 2024, page 89 FR 87792), 49 CFR parts 40 and 199 are incorporated by reference and made a part of this rule. This rule does not incorporate any subsequent amendments to 49 CFR parts 40 and 199. The *Code of Federal Regulations* is published by the Office of the Federal Register, National Archives and Records Administration, 8601 Adelphi Road, College Park, MD 20740-6001. The October 1, 2024, versions of 49 CFR parts 40 and 199 are available at https://www.govinfo.gov/content/pkg/CFR-2024-title49-vol1/pdf/CFR-2024-title49-vol1-part40.pdf and https://www.govinfo.gov/content/pkg/CFR-2024-title49-vol3/pdf/CFR-2024-title49-vol3-part199.pdf, respectively. The *Federal Register* publication on page 89 FR 87792 is available at https://www.govinfo.gov/content/pkg/FR-2024-11-05/pdf/2024-25403.pdf.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for November 10, 2025. These applications are available for public inspection at the address shown below.

Date Filed
Project Number: Project Name
City (County)
Cost, Description

8/29/25
#6235 RS: Mission Ridge
Springfield (Greene County)
$0, Add 15 ALF beds

#6228 HS: Sullivan County Memorial Hospital
Milan (Sullivan County)
$55,000,000, New/Replace 16-bed hospital

#6234 RS: Hidden Acres II
St. Genevieve (St. Genevieve County)
$0, Add 2 ALF beds

#6232 RS: Lee's Summit Senior Living
Lee's Summit (Jackson County)
$22,758,153, Establish 76-bed ALF

#6233 RS: O'Fallon Senior Living
O'Fallon (St. Charles County)
$25,059,208, Establish 76-bed ALF

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 2, 2025. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Dr.
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 60 – Missouri Health Facilities Review Committee
Chapter 50 – Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for October 22, 2025. These applications are available for public inspection at the address shown below.

Date Filed
Project Number: Project Name
City (County)
Cost, Description

9/9/2025
#6227 HT: St. Luke's Hospital
Chesterfield (St. Louis County)
$1,399,643, Replace cardiac cath lab

9/10/2025
#6240 HT: North Kansas City Hospital
North Kansas City, (Clay County)
$1,943,225, Replace cardiac PET/CT

#6203 HT: CoxHealth
Springfield (Greene County)
$4,037,581, Replace MRI

#6239 HT: Saint Luke's Hospital of Kansas City
Kansas City (Jackson County)
$1,950,221, Replace CT scanner

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by October 11, 2025. All written requests and comments should be sent to:

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
920 Wildwood Dr.
PO Box 570
Jefferson City, MO 65102

For additional information, contact Alison Dorge at alison.dorge@health.mo.gov.

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST PRESTIGE LIFESTYLE AND WELLNESS, LLC

On July 29, 2025, Prestige Lifestyle and Wellness, LLC, a Missouri limited liability company, filed its Articles of Termination with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Prestige Lifestyle and Wellness, LLC, you must submit in writing of the circumstances surrounding your claim to:

Sexton, Bender, Hill & Steinman, P.C.
2900 NE Brooktree Lane, Suite 100
Gladstone, MO 64119
Attn: Stephanie R. Kleyh

The summary of your claim must include the following information:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The date on which the event or which the claim is based occurred; and
4) A brief description of the nature of the debt or the basis for the claim.

All claims against Prestige Lifestyle and Wellness, LLC, will be barred unless a proceeding to enforce such claim is commenced within three (3) years after the publication of this Notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANT AGAINST WOOLLEN O'KEEFE, LLC

On July 22nd, 2025, Woollen O'Keefe, LLC, a Missouri limited liability company (hereinafter the "company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State. Any claims against the company may be sent to:

Woollen O'Keefe, LLC
53766 Highway M
New London, MO 63459

Each claim must include the following information:
1) The name, address, and phone number of the claimant;
2) The amount claimed;
3) The date on which the claim arose;
4) The basis for the claim; and
5) The documentation in support of the claim.

All claims against the company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS OF 2103 S OLD HWY 94, LLC

You are hereby notified that 2103 S OLD HWY 94, LLC, a Missouri limited liability company (the "Company"), filed a Notice of Winding Up for Limited Liability Company with the Secretary of the State of Missouri on the 31st day of July 2025. The claim must be mailed to:

K. Andrew Weber
200 N. 3rd St.
Saint Charles, MO 63301

In order to file a claim with the Company, you must furnish:
1) The name and address of the claimant;
2) The amount of claim;
3) The basis for the claim;
4) The documentation of the claim; and
5) The date(s) on which the event(s) on which the claim is based occurred.

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST BDS HOLDINGS, LLC

Notice is hereby given that BDS Holdings, LLC, a Missouri limited liability company (hereinafter the "Company") filed its Notice of Winding Up with the Missouri Secretary of State on August 21, 2025. You are hereby notified that if you believe you have a claim against the Company, you must submit in writing to:

Jeffrey J. Maurer
1610 N. Kingshighway, Suite 301
Cape Girardeau, MO 63701

A summary of the claim shall include the following information:
1) The name, address, and phone number of the claimant;
2) The amount claimed;
3) The date on which the claim arose;
4) The basis for the claim; and
5) Any documentation for the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST M2-D HOLDINGS, LLC

Notice is hereby given that M2-D Holdings, LLC**,** a Missouri limited liability company (hereinafter the "Company") filed its Notice of Winding Up with the Missouri Secretary of State on August 21, 2025. You are hereby notified that if you believe you have a claim against the Company, you must submit in writing to:

Jeffrey J. Maurer
1610 N. Kingshighway, Suite 301
Cape Girardeau, MO 63701

A summary of the claim shall include the following information:
1) The name, address, and phone number of the claimant;
2) The amount claimed;
3) The date on which the claim arose;
4) The basis for the claim; and
5) Any documentation for the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

NOTICE OF DISSOLUTION AND WINDING TO ALL CREDITORS OF AND CLAIMANTS AGAINST UNIT PROS, LLC

Unit Pros, LLC, a Missouri limited liability company (hereinafter the "Company"), has elected to dissolve and wind up the business of the limited liability company. Said limited liability company requests that all persons and organizations who have claims against it present them immediately by letter to:

The Company
c/o Nicholas K. Robb, Esq.
2301-B Village Drive
St. Joseph, MO 64506

All claims must include:
1) The name, address, and telephone number of the claimant;
2) The amount claimed;
3) The basis for the claim;
4) The date(s) on which the event(s) on which the claim is based occurred; and
5) Whether the claim is secured, and if so, a description of the collateral.

Because of the dissolution of Unit Pros, LLC, any claims against it will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of the notices authorized by statute.

NOTICE OF CORPORATE DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST BRANSON HEIGHTS, INC

On August 20, 2025, Branson Heights, Inc., a Missouri corporation (hereinafter the "Corporation") filed Articles of Dissolution with the Missouri Secretary of State. Any claims against the Corporation may be sent to:

Raymond D. Gerard
500 W Main St., Suite 101A
Branson, MO 65616

Each claim must include the following information:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The date on which the claim arose;
4) The basis for the claim; and
5) Any documentation in support of the claim.

All claims against the Corporation will be barred unless the proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST SHANKS FARMS, L.P.

On July 31, 2025, Shanks Farms, L.P., a Missouri limited partnership (the "Company"), filed its Cancellation of Registration with the Missouri Secretary of State. The Company requests that all persons and organizations who have claims against it present them immediately by letter to:

Gretchen M. Gold
Lathrop GPM LLP
2345 Grand Boulevard, Suite 2200
Kansas City, MO 64108

All claims must include the following information:
1) The name and address of the claimant;
2) The amount claimed;
3) The date on which the claim arose;
4) The basis for the claim; and
5) Any documentation in support of the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST SHANKS & SONS, L.P.

On July 31, 2025, Shanks & Sons, L.P., a Missouri limited partnership (the "Company"), filed its Cancellation of Registration with the Missouri Secretary of State. The Company requests that all persons and organizations who have claims against it present them immediately by letter to:

Gretchen M. Gold
Lathrop GPM LLP
2345 Grand Boulevard, Suite 2200
Kansas City, MO 64108

All claims must include the following information:
1) The name and address of the claimant;
2) The amount claimed;
3) The date on which the claim arose;
4) The basis for the claim; and
5) Any documentation in support of the claim.

All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST DURHAM HOLLOW FARMS CONSTRUCTION, LLC

On September 1, 2025, Durham Hollow Farms Construction, LLC, a Missouri limited liability company ("Company"), filed its notice of Winding Up for Limited Liability Company with the Missouri Secretary of State, effective on the filing date. All persons and organizations must submit to:

Company
c/o Jeremiah Mosley, LLC
PO BOX 1119
Warsaw, MO 65355

A written summary of any claims against Company, including:
1) The claimant's name, address, and telephone number;
2) Theamount of claim;
3) The date(s) claim accrued (or will accrue);
4) A brief description of the nature of the debt or the basis of the claim; and
5) If the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this notice.

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*. Citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year – 49 (2024) and 50 (2025). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
	OFFICE OF ADMINISTRATION				
1 CSR	Notice of Periodic Rule Review				50 MoReg 960
1 CSR 10	State Officials' Salary Compensation Schedule				47 MoReg 1457
	DEPARTMENT OF AGRICULTURE				
2 CSR	Notice of Periodic Rule Review				50 MoReg 960
2 CSR 80-2.005	State Milk Board		50 MoReg 532	PAST DUE	
2 CSR 80-2.190	State Milk Board		50 MoReg 742		
2 CSR 90	Weights, Measures and Consumer Protection				50 MoReg 718
2 CSR 90-21.010	Weights, Measures and Consumer Protection		This Issue		
	DEPARTMENT OF CONSERVATION				
3 CSR	Notice of Periodic Rule Review				50 MoReg 960
3 CSR 10-4.130	Conservation Commission		50 MoReg 691	50 MoReg 1258	
3 CSR 10-4.135	Conservation Commission				
3 CSR 10-4.140	Conservation Commission				
3 CSR 10-5.205	Conservation Commission				
3 CSR 10-5.215	Conservation Commission		50 MoReg 890		
3 CSR 10-5.222	Conservation Commission		50 MoReg 890R		
3 CSR 10-5.225	Conservation Commission		50 MoReg 891		
3 CSR 10-5.250	Conservation Commission		50 MoReg 891		
3 CSR 10-5.300	Conservation Commission		50 MoReg 891		
3 CSR 10-5.310	Conservation Commission		50 MoReg 892		
3 CSR 10-5.315	Conservation Commission		50 MoReg 892		
3 CSR 10-5.320	Conservation Commission		50 MoReg 892		
3 CSR 10-5.324	Conservation Commission		50 MoReg 893		
3 CSR 10-5.330	Conservation Commission		50 MoReg 893		
3 CSR 10-5.331	Conservation Commission		50 MoReg 894		
3 CSR 10-5.340	Conservation Commission		50 MoReg 894		
3 CSR 10-5.345	Conservation Commission		50 MoReg 894		
3 CSR 10-5.351	Conservation Commission		50 MoReg 894		
3 CSR 10-5.352	Conservation Commission		50 MoReg 895		
3 CSR 10-5.359	Conservation Commission		50 MoReg 895		
3 CSR 10-5.360	Conservation Commission		50 MoReg 895		
3 CSR 10-5.365	Conservation Commission		50 MoReg 896		
3 CSR 10-5.370	Conservation Commission		50 MoReg 896		
3 CSR 10-5.425	Conservation Commission		50 MoReg 896		
3 CSR 10-5.429	Conservation Commission		50 MoReg 897		
3 CSR 10-5.430	Conservation Commission		50 MoReg 897		
3 CSR 10-5.434	Conservation Commission		50 MoReg 897		
3 CSR 10-5.435	Conservation Commission		50 MoReg 898		
3 CSR 10-5.436	Conservation Commission		50 MoReg 898		
3 CSR 10-5.440	Conservation Commission		50 MoReg 898		
3 CSR 10-5.445	Conservation Commission		50 MoReg 899		
3 CSR 10-5.460	Conservation Commission		50 MoReg 899		
3 CSR 10-5.465	Conservation Commission		50 MoReg 899		
3 CSR 10-5.535	Conservation Commission		50 MoReg 900		
3 CSR 10-5.540	Conservation Commission		50 MoReg 900		
3 CSR 10-5.545	Conservation Commission		50 MoReg 900		
3 CSR 10-5.551	Conservation Commission		50 MoReg 901		
3 CSR 10-5.552	Conservation Commission		50 MoReg 901		
3 CSR 10-5.554	Conservation Commission		50 MoReg 901		
3 CSR 10-5.559	Conservation Commission		50 MoReg 901		
3 CSR 10-5.560	Conservation Commission		50 MoReg 902		50 MoReg 121
3 CSR 10-5.565	Conservation Commission		50 MoReg 902		
3 CSR 10-5.567	Conservation Commission		50 MoReg 902		
3 CSR 10-5.570	Conservation Commission		50 MoReg 903		
3 CSR 10-5.576	Conservation Commission		50 MoReg 903		
3 CSR 10-5.579	Conservation Commission		50 MoReg 903		
3 CSR 10-5.580	Conservation Commission		50 MoReg 904		
3 CSR 10-5.600	Conservation Commission		50 MoReg 904		
3 CSR 10-5.605	Conservation Commission		50 MoReg 904		
3 CSR 10-5.700	Conservation Commission		50 MoReg 905		
3 CSR 10-5.710	Conservation Commission		50 MoReg 905		
3 CSR 10-5.800	Conservation Commission		50 MoReg 905		
3 CSR 10-5.805	Conservation Commission		50 MoReg 905		
3 CSR 10-5.900	Conservation Commission		50 MoReg 906		
3 CSR 10-5.950	Conservation Commission		50 MoReg 906		
3 CSR 10-6.415	Conservation Commission				
3 CSR 10-6.535	Conservation Commission				
3 CSR 10-6.550	Conservation Commission				
3 CSR 10-7.410	Conservation Commission		50 MoReg 919		
3 CSR 10-7.412	Conservation Commission				
3 CSR 10-7.431	Conservation Commission				

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
3 CSR 10-7.433	Conservation Commission				
3 CSR 10-7.434	Conservation Commission				
3 CSR 10-7.435	Conservation Commission				
3 CSR 10-7.437	Conservation Commission				
3 CSR 10-7.440	Conservation Commission				
3 CSR 10-7.450	Conservation Commission				
3 CSR 10-7.455	Conservation Commission				
3 CSR 10-7.700	Conservation Commission				
3 CSR 10-7.705	Conservation Commission				
3 CSR 10-7.710	Conservation Commission				
3 CSR 10-7.900	Conservation Commission				
3 CSR 10-7.905	Conservation Commission				
3 CSR 10-8.510	Conservation Commission		50 MoReg 919		
3 CSR 10-8.515	Conservation Commission		50 MoReg 921		
3 CSR 10-9.105	Conservation Commission		50 MoReg 921		
3 CSR 10-9.106	Conservation Commission		50 MoReg 922		
3 CSR 10-9.350	Conservation Commission		50 MoReg 922		
3 CSR 10-9.351	Conservation Commission		50 MoReg 922		
3 CSR 10-9.352	Conservation Commission		50 MoReg 923		
3 CSR 10-9.370	Conservation Commission		50 MoReg 923		
3 CSR 10-9.420	Conservation Commission		50 MoReg 923		
3 CSR 10-9.425	Conservation Commission		50 MoReg 924		
3 CSR 10-9.440	Conservation Commission		50 MoReg 924		
3 CSR 10-9.560	Conservation Commission		50 MoReg 924		
3 CSR 10-9.565	Conservation Commission		50 MoReg 925		
3 CSR 10-9.570	Conservation Commission		50 MoReg 928		
3 CSR 10-9.575	Conservation Commission		50 MoReg 928		
3 CSR 10-9.625	Conservation Commission		50 MoReg 929		
3 CSR 10-9.627	Conservation Commission		50 MoReg 929		
3 CSR 10-9.640	Conservation Commission		50 MoReg 929		
3 CSR 10-9.950	Conservation Commission		50 MoReg 930		
3 CSR 10-10.705	Conservation Commission		50 MoReg 936		
3 CSR 10-10.707	Conservation Commission		50 MoReg 936		
3 CSR 10-10.708	Conservation Commission		50 MoReg 936		
3 CSR 10-10.720	Conservation Commission		50 MoReg 937		
3 CSR 10-10.722	Conservation Commission		50 MoReg 937		
3 CSR 10-10.724	Conservation Commission		50 MoReg 937		
3 CSR 10-10.728	Conservation Commission		50 MoReg 938		
3 CSR 10-10.732	Conservation Commission		50 MoReg 938		
3 CSR 10-10.739	Conservation Commission		50 MoReg 938		
3 CSR 10-10.744	Conservation Commission		50 MoReg 939		
3 CSR 10-10.767	Conservation Commission		50 MoReg 939		
3 CSR 10-10.771	Conservation Commission		50 MoReg 939		
3 CSR 10-10.788	Conservation Commission		50 MoReg 940		
3 CSR 10-10.789	Conservation Commission		50 MoReg 940		
3 CSR 10-10.800	Conservation Commission		50 MoReg 940		
3 CSR 10-10.805	Conservation Commission		50 MoReg 941		
3 CSR 10-10.810	Conservation Commission		50 MoReg 941		
3 CSR 10-10.950	Conservation Commission		50 MoReg 942		
3 CSR 10-11.115	Conservation Commission				
3 CSR 10-11.120	Conservation Commission				
3 CSR 10-11.130	Conservation Commission				
3 CSR 10-11.135	Conservation Commission				
3 CSR 10-11.180	Conservation Commission				
3 CSR 10-11.186	Conservation Commission				
3 CSR 10-11.205	Conservation Commission				
3 CSR 10-12.109	Conservation Commission				
3 CSR 10-12.110	Conservation Commission				
3 CSR 10-12.115	Conservation Commission				
3 CSR 10-12.125	Conservation Commission				
3 CSR 10-12.130	Conservation Commission				
3 CSR 10-12.140	Conservation Commission				
3 CSR 10-12.145	Conservation Commission				
3 CSR 10-20.805	Conservation Commission		50 MoReg 947		
	DEPARTMENT OF ECONOMIC DEVELOPMENT				
4 CSR	Notice of Periodic Rule Review				50 MoReg 960
	DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION				
5 CSR	Notice of Periodic Rule Review				50 MoReg 960
5 CSR 20-400.440	Division of Learning Services		50 MoReg 532	50 MoReg 1221	
5 CSR 20-400.450	Division of Learning Services		50 MoReg 988		
5 CSR 20-400.530	Division of Learning Services		50 MoReg 989		
5 CSR 20-400.540	Division of Learning Services		50 MoReg 990		
5 CSR 20-400.600	Division of Learning Services		50 MoReg 991		
	DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT				
6 CSR	Notice of Periodic Rule Review				50 MoReg 960
	MISSOURI DEPARTMENT OF TRANSPORTATION				
	DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS				
8 CSR 20-2.010	Labor and Industrial Relations Commission		50 MoReg 1285		

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	DEPARTMENT OF MENTAL HEALTH				
9 CSR 30-3.132	Certification Standards		This Issue		
	DEPARTMENT OF NATURAL RESOURCES				
10 CSR 10-6.061	Director's Office		50 MoReg 770		
10 CSR 10-6.070	Director's Office		50 MoReg 145	50 MoReg 1110	
10 CSR 10-6.075	Director's Office		50 MoReg 149	50 MoReg 1110	
10 CSR 10-6.080	Director's Office		50 MoReg 150	50 MoReg 1110	
10 CSR 10-6.140	Director's Office		50 MoReg 775R		
10 CSR 20-2.010	Clean Water Commission		50 MoReg 1189		
10 CSR 20-6.015	Clean Water Commission		50 MoReg 1195		
10 CSR 20-6.020	Clean Water Commission		50 MoReg 1205		
10 CSR 20-6.060	Clean Water Commission		50 MoReg 1207		
10 CSR 20-6.200	Clean Water Commission		50 MoReg 1208		
10 CSR 25-6.263	Hazardous Waste Management Commission		50 MoReg 16	50 MoReg 1111	
10 CSR 25-7	Hazardous Waste Management Commission				50 MoReg 718
10 CSR 25-8.124	Hazardous Waste Management Commission		50 MoReg 20	50 MoReg 1111	
10 CSR 25-13.010	Hazardous Waste Management Commission		50 MoReg 27R	50 MoReg 1115R	
10 CSR 90-2.030	State Parks		50 MoReg 950		
	DEPARTMENT OF PUBLIC SAFETY				
11 CSR 45-1.010	Missouri Gaming Commission		50 MoReg 776		
11 CSR 45-1.015	Missouri Gaming Commission		50 MoReg 776		
11 CSR 45-1.020	Missouri Gaming Commission		50 MoReg 776		
11 CSR 45-1.080	Missouri Gaming Commission		50 MoReg 777		
11 CSR 45-1.100	Missouri Gaming Commission		50 MoReg 777		
11 CSR 45-2.010	Missouri Gaming Commission		50 MoReg 777		
11 CSR 45-13.010	Missouri Gaming Commission		50 MoReg 778		
11 CSR 45-13.020	Missouri Gaming Commission		50 MoReg 778		
11 CSR 45-13.030	Missouri Gaming Commission		50 MoReg 778		
11 CSR 45-13.040	Missouri Gaming Commission		50 MoReg 779		
11 CSR 45-13.045	Missouri Gaming Commission		50 MoReg 779		
11 CSR 45-13.050	Missouri Gaming Commission		50 MoReg 780		
11 CSR 45-13.052	Missouri Gaming Commission		50 MoReg 780		
11 CSR 45-13.055	Missouri Gaming Commission		50 MoReg 781		
11 CSR 45-13.060	Missouri Gaming Commission		50 MoReg 782		
11 CSR 45-13.065	Missouri Gaming Commission		50 MoReg 783		
11 CSR 45-13.070	Missouri Gaming Commission		50 MoReg 783		
11 CSR 45-13.080	Missouri Gaming Commission		50 MoReg 783		
11 CSR 45-15.010	Missouri Gaming Commission		50 MoReg 784		
11 CSR 45-15.020	Missouri Gaming Commission		50 MoReg 784		
11 CSR 45-15.030	Missouri Gaming Commission		50 MoReg 785		
11 CSR 45-15.040	Missouri Gaming Commission		50 MoReg 785		
11 CSR 45-15.050	Missouri Gaming Commission		50 MoReg 786		
11 CSR 45-20.010	Missouri Gaming Commission		50 MoReg 786		
11 CSR 45-20.140	Missouri Gaming Commission		50 MoReg 789		
11 CSR 45-20.150	Missouri Gaming Commission		50 MoReg 789		
11 CSR 45-20.160	Missouri Gaming Commission		50 MoReg 790		
11 CSR 45-20.170	Missouri Gaming Commission		50 MoReg 791		
11 CSR 45-20.180	Missouri Gaming Commission		50 MoReg 792		
11 CSR 45-20.190	Missouri Gaming Commission		50 MoReg 794		
11 CSR 45-20.200	Missouri Gaming Commission		50 MoReg 794		
11 CSR 45-20.210	Missouri Gaming Commission		50 MoReg 797		
11 CSR 45-20.220	Missouri Gaming Commission		50 MoReg 800		
11 CSR 45-20.230	Missouri Gaming Commission		50 MoReg 801		
11 CSR 45-20.240	Missouri Gaming Commission		50 MoReg 804		
11 CSR 45-20.250	Missouri Gaming Commission		50 MoReg 806		
11 CSR 45-20.260	Missouri Gaming Commission		50 MoReg 807		
11 CSR 45-20.270	Missouri Gaming Commission		50 MoReg 807		
11 CSR 45-20.280	Missouri Gaming Commission		50 MoReg 808		
11 CSR 45-20.290	Missouri Gaming Commission		50 MoReg 809		
11 CSR 45-20.300	Missouri Gaming Commission		50 MoReg 810		
11 CSR 45-20.310	Missouri Gaming Commission		50 MoReg 812		
11 CSR 45-20.320	Missouri Gaming Commission		50 MoReg 814		
11 CSR 45-20.330	Missouri Gaming Commission		50 MoReg 816		
11 CSR 45-20.340	Missouri Gaming Commission		50 MoReg 816		
11 CSR 45-20.350	Missouri Gaming Commission		50 MoReg 817		
11 CSR 45-20.360	Missouri Gaming Commission		50 MoReg 818		
11 CSR 45-20.370	Missouri Gaming Commission		50 MoReg 818		
11 CSR 45-20.380	Missouri Gaming Commission		50 MoReg 819		
11 CSR 45-20.390	Missouri Gaming Commission		50 MoReg 822		
11 CSR 45-20.400	Missouri Gaming Commission		50 MoReg 823		
11 CSR 45-20.410	Missouri Gaming Commission		50 MoReg 824		
11 CSR 45-20.420	Missouri Gaming Commission		50 MoReg 826		
11 CSR 45-20.430	Missouri Gaming Commission		50 MoReg 826		
11 CSR 45-20.440	Missouri Gaming Commission		50 MoReg 827		
11 CSR 45-20.450	Missouri Gaming Commission		50 MoReg 828		
11 CSR 45-20.460	Missouri Gaming Commission		50 MoReg 829		
11 CSR 45-20.470	Missouri Gaming Commission		50 MoReg 829		
11 CSR 45-20.480	Missouri Gaming Commission		50 MoReg 830		
11 CSR 45-20.490	Missouri Gaming Commission		50 MoReg 833		
11 CSR 45-20.500	Missouri Gaming Commission		50 MoReg 834		

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
11 CSR 45-20.510	Missouri Gaming Commission		50 MoReg 835		
11 CSR 45-20.520	Missouri Gaming Commission		50 MoReg 835		
11 CSR 45-20.530	Missouri Gaming Commission		50 MoReg 836		
11 CSR 45-20.540	Missouri Gaming Commission		50 MoReg 838		
11 CSR 45-20.550	Missouri Gaming Commission		50 MoReg 838		
11 CSR 45-20.560	Missouri Gaming Commission		50 MoReg 843		
11 CSR 45-20.570	Missouri Gaming Commission		50 MoReg 845		
11 CSR 45-20.580	Missouri Gaming Commission		50 MoReg 846		
11 CSR 45-20.590	Missouri Gaming Commission		50 MoReg 847		
11 CSR 45-20.600	Missouri Gaming Commission		50 MoReg 847		
11 CSR 45-20.610	Missouri Gaming Commission		50 MoReg 848		
11 CSR 45-20.620	Missouri Gaming Commission		50 MoReg 849		
11 CSR 45-20.630	Missouri Gaming Commission		50 MoReg 849		
11 CSR 45-20.640	Missouri Gaming Commission		50 MoReg 850		
11 CSR 45-20.650	Missouri Gaming Commission		50 MoReg 850		
11 CSR 85-1.050	Veterans Affairs		50 MoReg 1285		
	DEPARTMENT OF REVENUE				
12 CSR 10-2.140	Director of Revenue		This Issue		
12 CSR 10-2.150	Director of Revenue		50 MoReg 950	This Issue	
12 CSR 10-2.155	Director of Revenue		50 MoReg 951	This Issue	
12 CSR 10-2.436	Director of Revenue		50 MoReg 568	50 MoReg 1221	
12 CSR 10-2.740	Director of Revenue		This Issue		
12 CSR 10-16.090	Director of Revenue		50 MoReg 1250		
12 CSR 10-23.090	Director of Revenue		This Issue		
12 CSR 10-23.100	Director of Revenue		This Issue		
12 CSR 10-23.185	Director of Revenue		This Issue		
12 CSR 10-23.210	Director of Revenue		This Issue R		
12 CSR 10-23.295	Director of Revenue		This Issue		
12 CSR 10-23.400	Director of Revenue		This Issue R		
12 CSR 10-23.430	Director of Revenue		This Issue		
12 CSR 10-23.470	Director of Revenue		This Issue		
12 CSR 10-23.475	Director of Revenue		This Issue		
12 CSR 10-23.500	Director of Revenue		This Issue		
12 CSR 10-24.090	Director of Revenue		This Issue		
12 CSR 10-24.200	Director of Revenue		50 MoReg 570	50 MoReg 1221	
12 CSR 10-24.300	Director of Revenue		This Issue		
12 CSR 10-24.360	Director of Revenue		50 MoReg 1250		
12 CSR 10-24.380	Director of Revenue		This Issue		
12 CSR 10-24.395	Director of Revenue		50 MoReg 1251		
12 CSR 10-24.412	Director of Revenue		This Issue		
12 CSR 10-24.440	Director of Revenue		50 MoReg 742R	50 MoReg 1293R	
12 CSR 10-24.444	Director of Revenue		This Issue		
12 CSR 10-26.030	Director of Revenue		50 MoReg 570	50 MoReg 1221	
12 CSR 10-26.120	Director of Revenue		This Issue		
12 CSR 10-41.020	Director of Revenue		This Issue		
12 CSR 10-41.025	Director of Revenue		This Issue		
12 CSR 10-41.040	Director of Revenue		50 MoReg 743R	50 MoReg 1293R	
12 CSR 10-101.600	Director of Revenue		50 MoReg 1252		
12 CSR 10-103.017	Director of Revenue		This Issue		
12 CSR 10-103.050	Director of Revenue		This Issue		
12 CSR 10-103.390	Director of Revenue		This Issue		
12 CSR 10-103.555	Director of Revenue		This Issue		
12 CSR 10-104.020	Director of Revenue		This Issue		
12 CSR 10-104.040	Director of Revenue		This Issue		
12 CSR 10-110.013	Director of Revenue		This Issue		
12 CSR 10-110.300	Director of Revenue		This Issue		
12 CSR 10-110.846	Director of Revenue		This Issue R		
12 CSR 10-110.910	Director of Revenue		50 MoReg 1252		
12 CSR 10-110.955	Director of Revenue		This Issue		
12 CSR 10-112.300	Director of Revenue		This Issue		
	DEPARTMENT OF SOCIAL SERVICES				
13 CSR 35-60.040	Children's Division	50 MoReg 741	50 MoReg 743	This Issue	
13 CSR 35-71.050	Children's Division		50 MoReg 1286		
13 CSR 70-3.200	MO HealthNet Division	50 MoReg 1033	50 MoReg 1076		
13 CSR 70-3.230	MO HealthNet Division		50 MoReg 1252		
13 CSR 70-3.250	MO HealthNet Division		50 MoReg 1079		
13 CSR 70-7.050	MO HealthNet Division		50 MoReg 1289		
13 CSR 70-10.110	MO HealthNet Division	50 MoReg 1036	50 MoReg 1289		
13 CSR 70-15.010	MO HealthNet Division	50 MoReg 1036			
13 CSR 70-15.015	MO HealthNet Division	50 MoReg 1048	50 MoReg 1079		
13 CSR 70-15.110	MO HealthNet Division	50 MoReg 1054	50 MoReg 1086		
13 CSR 70-15.160	MO HealthNet Division	50 MoReg 1059	50 MoReg 1090		
13 CSR 70-15.190	MO HealthNet Division	50 MoReg 1063	50 MoReg 1094		
13 CSR 70-15.220	MO HealthNet Division	50 MoReg 1063	50 MoReg 1094		
13 CSR 70-15.230	MO HealthNet Division		This Issue		
13 CSR 70-20.320	MO HealthNet Division	50 MoReg 1070	50 MoReg 1100		
13 CSR 70-25.130	MO HealthNet Division		50 MoReg 851	This Issue	
13 CSR 70-25.140	MO HealthNet Division		50 MoReg 534	50 MoReg 1258	
13 CSR 70-94.020	MO HealthNet Division	50 MoReg 465	50 MoReg 471	50 MoReg 1222	
	ELECTED OFFICIALS				
15 CSR 30-50.030	Secretary of State		50 MoReg 1103		

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
15 CSR 30-51.170	Secretary of State		50 MoReg 1103		
15 CSR 30-51.172	Secretary of State		50 MoReg 1104		
15 CSR 30-54.205	Secretary of State		50 MoReg 1105		
15 CSR 30-70.030	Secretary of State		50 MoReg 992		
15 CSR 50-5.010	Treasurer		50 MoReg 993R 50 MoReg 1105		
15 CSR 50-5.020	Treasurer		50 MoReg 993R 50 MoReg 1105		
15 CSR 50-5.030	Treasurer		50 MoReg 993R 50 MoReg 1106		
15 CSR 50-5.035	Treasurer	50 MoReg 1249	50 MoReg 994		
15 CSR 60-18.010	Attorney General		50 MoReg 691		
15 CSR 60-18.020	Attorney General		50 MoReg 692		
15 CSR 60-18.030	Attorney General		50 MoReg 700		
15 CSR 60-18.040	Attorney General		50 MoReg 706		
15 CSR 60-18.050	Attorney General		50 MoReg 706		
15 CSR 60-18.060	Attorney General		50 MoReg 706		
15 CSR 60-18.070	Attorney General		50 MoReg 712		
15 CSR 60-19.010	Attorney General		50 MoReg 852		
15 CSR 60-19.020	Attorney General		50 MoReg 853		
15 CSR 60-19.030	Attorney General		50 MoReg 858		
15 CSR 60-19.040	Attorney General		50 MoReg 858		
	RETIREMENT SYSTEMS				
16 CSR 20-2.010	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1215		
16 CSR 20-2.085	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1216		
16 CSR 20-2.086	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1217		
16 CSR 20-3.020	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1218		
	DEPARTMENT OF HEALTH AND SENIOR SERVICES				
19 CSR 30-1.006	Division of Regulation and Licensure		50 MoReg 1253		
19 CSR 30-30.062	Division of Regulation and Licensure	50 MoReg 525	50 MoReg 538	50 MoReg 1222	
19 CSR 30-82.060	Division of Regulation and Licensure		This Issue		
19 CSR 60-50	Missouri Health Facilities Review Committee				50 MoReg 1223 50 MoReg 1262 This Issue
19 CSR 60-50.300	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.400	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.410	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.420	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.430	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.450	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.470	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.500	Missouri Health Facilities Review Committee		This Issue		
19 CSR 60-50.700	Missouri Health Facilities Review Committee		This Issue		
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20 CSR	Construction Claims Binding Arbitration Cap				50 MoReg 309
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20 CSR	Sovereign Immunity Limits				49 MoReg 1905
20 CSR	State Legal Expense Fund Cap				50 MoReg 309
20 CSR 2070-2.110	State Board of Chiropractic Examiners		50 MoReg 1291R		
20 CSR 2085-4.070	Board of Cosmetology and Barber Examiners		50 MoReg 1255		
20 CSR 2110-2.071	Missouri Dental Board		50 MoReg 743	50 MoReg 1293	
20 CSR 2110-2.240	Missouri Dental Board		50 MoReg 571	50 MoReg 1222	
20 CSR 2150-5.030	State Board of Registration for the Healing Arts		50 MoReg 744		
20 CSR 2150-7.135	State Board of Registration for the Healing Arts		50 MoReg 571	50 MoReg 1293	
20 CSR 2197-4.030	Board of Therapeutic Massage		50 MoReg 1292		
20 CSR 2220-7.010	State Board of Pharmacy		This Issue		
20 CSR 2220-7.025	State Board of Pharmacy		This Issue		
20 CSR 2220-7.027	State Board of Pharmacy		This Issue		
20 CSR 2220-7.030	State Board of Pharmacy		This Issue		
20 CSR 2220-7.040	State Board of Pharmacy		This Issue		
20 CSR 2220-7.050	State Board of Pharmacy		This Issue		
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20 CSR 2231-2.010	Division of Professional Registration		50 MoReg 1255		
20 CSR 2234-6.010	Board of Private Investigator and Private Fire Investigator Examiners		This Issue		
20 CSR 2245-6.017	Real Estate Appraisers		50 MoReg 858		
20 CSR 2245-6.018	Real Estate Appraisers		50 MoReg 860		
20 CSR 2263-2.031	State Committee for Social Workers		50 MoReg 1107		
20 CSR 2263-2.070	State Committee for Social Workers		50 MoReg 1107		
20 CSR 2263-2.082	State Committee for Social Workers		50 MoReg 952		
20 CSR 2270-1.031	Missouri Veterinary Medical Board		50 MoReg 1218		
20 CSR 2270-2.031	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-2.041	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-3.020	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-4.060	Missouri Veterinary Medical Board		50 MoReg 1108		
20 CSR 2085-4.070	Board of Cosmetology and Barber Examiners		50 MoReg 1255		

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20 CSR 4240-10.035	Public Service Commission		This Issue		
20 CSR 4240-10.165	Public Service Commission		This Issue		
20 SCR 4240-13.055	Public Service Commission		This Issue		
20 CSR 4240-40.020	Public Service Commission		50 MoReg 572	This Issue	
20 CSR 4240-40.030	Public Service Commission		50 MoReg 576	This Issue	
20 CSR 4240-40.080	Public Service Commission		50 MoReg 615	This Issue	
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Department of Elementary and Secondary Education			
Division of Learning Services			
5 CSR 20-300.110 Individuals with Disabilities Education Act, Part B	Nov. 3, 2025 Issue	Sept. 30, 2025	March 28, 2026
Department of Social Services			
Children's Division			
13 CSR 35-60.040 Physical and Environmental Standards	50 MoReg 741	May 5, 2025	Feb. 11, 2026
MO HealthNet Division			
13 CSR 70-3.200 Ambulance Service Reimbursement Allowance	50 MoReg 1033	July 7, 2025	Feb. 26, 2026
13 CSR 70-10.110 Nursing Facility Reimbursement Allowance	50 MoReg 1036	July 8, 2025	Feb. 26, 2026
13 CSR 70-15.010 Inpatient Hospital Services Reimbursement Methodology	50 MoReg 1036	July 8, 2025	Feb. 26, 2026
13 CSR 70-15.015 [Direct Medicaid]Supplemental Payments	50 MoReg 1048	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.110 Federal Reimbursement Allowance (FRA)	50 MoReg 1054	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.160 Outpatient Hospital Services Reimbursement Methodology	50 MoReg 1059	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.190 Out-of-State Hospital Services Reimbursement Plan	50 MoReg 1063	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.220 Disproportionate Share Hospital (DSH) Payments	50 MoReg 1063	July 7, 2025	Feb. 26, 2026
13 CSR 70-20.320 Pharmacy Reimbursement Allowance	50 MoReg 1070	July 8, 2025	Feb. 26, 2026
Elected Officials			
Treasurer			
15 CSR 50-5.035 Grant Program	50 MoReg 1249	Aug. 8, 2025	Feb. 3, 2026

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
	2025		
25-28	Extends portions of Executive Order 25-27 until October 31, 2025	August 28, 2025	This Issue
25-27	Extends Executive Orders 25-23 and 25-24 until August 31, 2025	June 30, 2025	50 MoReg 1075
25-26	Designates members of his staff to have supervisory authority over departments, divisions, and agencies of state government	June 24, 2025	50 MoReg 1073
25-25	Declares a State of Emergency and orders the Adjutant General to call into active service any state militia deemed necessary to support civilian authorities due to civil unrest in Missouri	June 12, 2025	50 MoReg 987
Proclamation	Convenes the First Extraordinary Session of the First Regular Session of the One Hundred Third General Assembly to appropriate money to specific areas as well as enact legislation regarding income tax deductions, the Missouri Housing Trust Fund, tax credits, and economic incentives	May 27, 2025	50 MoReg 888
25-24	Orders the Director of the Missouri Department of Health and Senior Services and the State Board of Pharmacy vested with full discretionary authority to temporarily waive or suspend statutory or administrative rule or regulation to serve the interests of public health and safety in the aftermath of severe weather that began on March 14, 2025	May 20, 2025	50 MoReg 887
25-23	Extends Executive Orders 25-20 and 25-22 until June 30, 2025	May 13, 2025	50 MoReg 769
25-22	Extends Executive Orders 25-19, 25-20, and 25-21 until May 14, 2025	April 14, 2025	50 MoReg 690
25-21	Directs the Adjutant General to call into active service any state militia deemed necessary to support civilian authorities due to the severe weather beginning April 1, 2025	April 2, 2025	50 MoReg 689
25-20	Orders that the Director of the Missouri Department of Natural Resources is vested with authority to temporarily waive or suspend statutory or administrative rule or regulation to serve the interests of public health and safety in the aftermath of severe weather that began on March 14, 2025	March 20, 2025	50 MoReg 567
25-19	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems beginning on March 14	March 14, 2025	50 MoReg 531
25-18	Orders all executive agencies to comply with the principle of equal protection and ensure all rules, policies, employment practices, and actions treat all persons equally. Executive agencies are prohibited from considering diversity, equity, and inclusion in their hiring decisions, and no state funds shall be utilized for activities that solely or primarily support diversity, equity, and inclusion initiatives	February 18, 2025	50 MoReg 413
25-17	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until March 10, 2025	February 10, 2025	50 MoReg 411
25-16	Establishes the Governor's Workforce of the Future Challenge for the Missouri Department of Elementary and Secondary Education, with the Missouri Department of Education and Workforce Development, to improve existing career and technical education delivery systems	January 28, 2025	50 MoReg 361
25-15	Orders the Office of Childhood within the Missouri Department of Elementary and Secondary Education to improve the state regulatory environment for child care facilities and homes	January 28, 2025	50 MoReg 360

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
25-14	Establishes the Missouri School Funding Modernization Task Force to develop recommendations for potential state funding models for K-12 education	January 28, 2025	50 MoReg 358
25-13	Orders Executive Department directors and commissioners to solicit input from their respective agency stakeholders and establishes rulemaking requirements for state agencies	January 23, 2025	50 MoReg 356
25-12	Establishes a Code of Conduct for all employees of the Office of the Governor	January 23, 2025	50 MoReg 354
25-11	Designates members of his staff to have supervisory authority over departments, divisions, and agencies of state government	January 23, 2025	50 MoReg 352
25-10	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting products utilized by poultry and livestock producers in their farming and ranching operations until January 24, 2025	January 17, 2025	50 MoReg 350
25-09	Directs the Commissioner of Administration to ensure all flags of the United States and the State of Missouri are flown at full staff at all state buildings and grounds on January 20, 2025 for a period of 24 hours	January 15, 2025	50 MoReg 290
25-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan and exempts hours of service requirements for vehicles transporting residential heating fuel until February 2, 2025	January 13, 2025	50 MoReg 288
25-07	Orders the Department of Corrections and the Missouri Parole Board to assemble a working group to develop recommendations to rulemaking for the parole process	January 13, 2025	50 MoReg 287
25-06	Orders the Director of the Department of Public Safety and the Superintendent of the Missouri State Highway Patrol to modify the Patrol's salary schedule by reducing the time of service required to reach the top salary tier from 15 years of service to 12 years of service	January 13, 2025	50 MoReg 286
25-05	Directs the Department of Public Safety in collaboration with the Missouri State Highway Patrol to include immigration status in the state's uniform crime reporting system and to facilitate the collection of such information across the state	January 13, 2025	50 MoReg 285
25-04	Directs the Director of the Department of Public Safety in collaboration with the Superintendent of the Missouri State Highway Patrol to establish and maintain a memorandum of understanding with the U.S. Department of Homeland Security and actively collaborate with federal agencies. The Superintendent of the Missouri State Highway Patrol shall designate members for training in federal immigration enforcement	January 13, 2025	50 MoReg 284
25-03	Establishes the "Blue Shield Program" within the Department of Public Safety to recognize local governments committed to public safety within their community	January 13, 2025	50 MoReg 282
25-02	Establishes "Operation Relentless Pursuit," a coordinated law enforcement initiative	January 13, 2025	50 MoReg 281
25-01	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until January 13, 2025	January 3, 2025	50 MoReg 279
	2024		
24-16	Orders state offices to be closed at 12:00 p.m. on Tuesday, December 24, 2024	December 9, 2024	50 MoReg 14
24-15	Orders state offices to be closed on Friday, November 29, 2024	November 7, 2024	49 MoReg 1890

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
24-14	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to ongoing and forecasted severe storm systems	November 5, 2024	49 MoReg 1889
24-13	Declares a drought alert for 88 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	October 29, 2024	49 MoReg 1802
24-12	Revokes the rescission of Executive Order 97-97	October 24, 2024	49 MoReg 1801
24-11	Rescinds 177 executive orders that are no longer necessary or applicable to the operations of the government	October 23, 2024	49 MoReg 1799
24-10	Directs the Department of Health and Senior Services to address foods containing unregulated psychoactive cannabis products and the Department of Public Safety Division of Alcohol and Tobacco to amend regulations on unregulated psychoactive cannabis products	August 1, 2024	49 MoReg 1343
24-09	Orders executive branch state offices closed on Friday, July 5, 2024	July 1, 2024	49 MoReg 1188
24-08	Extends Executive Order 24-06 and the State of Emergency until July 31, 2024	June 26, 2024	49 MoReg 1187
24-07	Extends Executive Order 23-06 and the State of Emergency until June 30, 2024	May 30, 2024	49 MoReg 954
24-06	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	May 2, 2024	49 MoReg 847
24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	49 MoReg 792
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136

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